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FILE NO. 041326 RESOLUTION NO. 601-04

[Resolution honoring Jim Tate.]

Resolution honoring Jim Tate for his years of service and his deep compassion for those in need.

WHEREAS, Jim has worked in Community Behavioral Health Services for 24 years and has served for seven years as the Director of the Mobile Support Treatment Team (MOST), providing outreach and services to people suffering from severe mental illness and chronic homelessness; and

WHEREAS, Jim is a caring, compassionate sweetheart of a man who has dedicated his career to helping people in the toughest circumstances; and

WHEREAS, Jim, after decades of doing this difficult work, still connects with clients in a personal and engaging way; and

WHEREAS, Jim sees his clients as people faced with possibilities, rather than hopelessness; and

WHEREAS, Jim's commitment to client empowerment shapes all his interactions, inspiring people to reach for their best and discover hidden capabilities; and

WHEREAS, Jim has a remarkable gift for knowing when to push for progress and when to slow down to build trust; and

WHEREAS, in the words of a former client, "Jim gives you too much respect to disrespect him;" and

WHEREAS, Jim postponed his retirement for more than three years in order to begin the AB 2034 Project and make it a success; and

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WHEREAS, Jim was key to San Francisco developing best practices for outreach work, including the creation of a vigorous Consumer Advisory Board which was an integral part of his Project; and

WHEREAS, Jim's staff and program were featured in the outstanding KQED-TV documentary, "Hope on the Streets;" and

WHEREAS, Jim has lifted up so many San Franciscans' in their time of crisis and need; now therefore,

BE IT RESOLVED, that the Board of Supervisors of the City and County of San Francisco hereby honors Jim Tate for his career of service and his deep commitment to helping those in need.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041326 **Date Passed:**

Resolution honoring Jim Tate for his years of service and his deep compassion for those in need.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041326

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

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FILE NO. 041327 RESOLUTION NO. 602-04

[State funds for construction and renovation of branch libraries.]

Resolution urging the California Public Library Construction and Renovation Board to award five grants totaling over $22 million from Proposition 14 funds for the construction of new Ingleside, Ortega, Portola, and Visitacion Valley branch libraries and the renovation of the Richmond branch library.

WHEREAS, San Francisco's Branch Library Improvement Program aims to provide the public with seismically safe, accessible, technologically updated, and code compliant City-owned branch libraries in every neighborhood; and

WHEREAS, The construction and renovation will provide needed services to the community, especially to children, the elderly, and recent immigrants; contribute to neighborhood revitalization and strengthen cooperation between the libraries and local schools; and

WHEREAS, The San Francisco Public Library has submitted five applications to the State for Cycle 3 funding under the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000, known as Proposition 14, to enhance the City's own library bond program; and

WHEREAS, These applications are to help fund the construction of four greatly needed new branch libraries, Portola, Ingleside, Ortega, and Visitacion Valley and the renovation of the historic Richmond branch library; and

WHEREAS, San Francisco County supported Proposition 14 at the highest support level of any county in the state; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the California Public Library Construction and Renovation Board to award grants

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totaling over $22 million for the construction of the Ingleside, Ortega, Portola, and Visitacion Valley branch libraries and the renovation of the Richmond branch library.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041327 **Date Passed:**

Resolution urging the California Public Library Construction and Renovation Board to award five grants totaling over $22 million from Proposition 14 funds for the construction of new Ingleside, Ortega, Portola, and Visitacion Valley branch libraries and the renovation of the Richmond branch library.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041327

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041328 RESOLUTION NO. 603-04

[Walk to School Day.]

Resolution declaring October 6, 2004 as "Walk Our Children to School Day" in the City and County of San Francisco.

WHEREAS, Hundreds of children could be saved each year if every community takes steps to make pedestrian safety a priority; and,

WHEREAS, Parents and caregivers should teach children about pedestrian safety and become aware of the difficulties and dangers that children face on their trip to school each day; and,

WHEREAS, Community leaders and parents should determine the "walkability" of their community; and,

WHEREAS, Everyone should make a plan to make immediate changes to increase the safety of children who are walking in our communities and a lost of suggestions for improvements that can be done over time; and,

WHEREAS, Children, parents and community leaders are joining together nationwide to walk to school and evaluate pedestrian safety in their community; and,

WHEREAS, October 4-8, 2004 is recognized as International Walk to School Week; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors declares October 6, 2004 as "Walk Our Children to School Day" in the City and County of San Francisco.

Supervisor Ma, Ashbury
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041328 **Date Passed:**

Resolution declaring October 6, 2004 as "Walk Our Children to School Day" in the City and County of San Francisco.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041328

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041329 RESOLUTION NO. 604-04

[Commending San Francisco Community Power for its dedication and commitment to promoting renewable energy, conservation, and demand-response programs in San Francisco's southeast neighborhoods and proclaiming October 5, 2004 as San Francisco Community Power Day.]

Resolution commending San Francisco Community Power for its dedication and commitment to promoting renewable energy, conservation, and demand-response programs in San Francisco's southeast neighborhoods and proclaiming October 5, 2004 as San Francisco Community Power Day.

WHEREAS, San Francisco Community Power is a non-profit organization that seeks to reduce and better manage energy use in San Francisco's southeast sector; and,

WHEREAS, The City and County of San Francisco funded San Francisco Community Power to promote energy conservation through such initiatives as replacing old appliances and distributing energy efficient lighting fixtures and light bulbs; and,

WHEREAS, San Francisco Community Power has trained and employed community members to conduct energy audits and replace inefficient fixtures; and,

WHEREAS, San Francisco Community Power places particular emphasis on educating the community about low-impact energy alternatives and helping to motivate community support for sustainable energy policies, particularly the innovative *Electricity Resource Plan* promoted by the San Francisco Department of the Environment; and,

WHEREAS, San Francisco Community Power has replaced thousands of lighting fixtures, refrigerators, and heaters, saving millions of kilowatt-hours of electricity use; and,

WHEREAS, San Francisco Community Power helped to install one of the largest privately-financed photovoltaic systems in the City; and,

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WHEREAS, San Francisco Community Power advocated for and implemented a unique residential dynamic pricing pilot as a means of demonstrating to the community and policy makers how better energy management can help support efforts to close the heavily polluting generating stations located in Hunters Point and Potrero; and,

WHEREAS, On October 5, 2004 San Francisco Community Power will celebrate its third year of helping to conserve energy, educating the public about the benefits of clean energy and energy conservation, and providing the tools San Franciscans need to create a cleaner energy future; now, therefore, be it

RESOLVED, that the San Francisco Board of Supervisors hereby extends its highest commendation to San Francisco Community Power for its dedication and commitment to a sustainable energy future; and,

BE IT FURTHER RESOLVED, that the San Francisco Board of Supervisors hereby proclaims October 5, 2004 San Francisco Community Power Day.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041329 **Date Passed:**

Resolution commending San Francisco Community Power for its dedication and commitment to promoting renewable energy, conservation, and demand-response programs in San Francisco's southeast neighborhoods and proclaiming October 5, 2004 as San Francisco Community Power Day.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041329

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041330 RESOLUTION NO. 605-04

[Urging State Regulatory Action.]

Resolution endorsing On-Bill Financing as a cost effective means for small business owners to finance energy efficiency upgrades, and urging the California Public Utilities Commission to take appropriate action to facilitate creation of an On-Bill Financing program in California.

WHEREAS, Small business is defined as any enterprise bringing in $10 million or less a year in gross receipts or with 100 or fewer employees, according to a report commissioned by Cal Insurance on the effects of small business in San Francisco; and

WHEREAS, According to the same report, San Francisco has 108,373 small businesses comprising 52% of all private sector employment and generating $15.8 billion in annual payroll in the year 2000; and,

WHEREAS, Many small businesses could save substantial amounts of money on energy bills while conserving energy by investing in energy efficient technologies, if they could afford the up-front capital costs associated with these improvements; and,

WHEREAS, The San Francisco Bay Guardian recently reported on a proposal currently being studied by the California Public Utilities Commission called On-Bill Financing, noting, "Many small businesses may never realize the potential savings from energy efficiency because of the high initial cost. But as local businesses continue to devour expensive energy, they're stuck perpetuating .. air pollution .. Clearly, there must be a better way."; and,

WHEREAS, On Bill Financing is a utility-based method of providing 0% financing for small business energy efficiency improvements on the monthly power bill, thus providing

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more small businesses with the opportunity to address energy costs in an affordable and achievable manner; and,

WHEREAS, According to the Center for Small Business and the Environment, several successful On Bill Financing programs exist in New England, the best of which allows for lower incentives to leverage more energy efficiency; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports On-Bill Financing as a cost-effective method to assist California small businesses with purchasing energy efficient technologies; and, be it

FURTHER RESOLVED, That this Board hereby urges the California Public Utilities Commission to take the appropriate action necessary to facilitate the creation of an On-Bill Financing program in California; and, be it

FURTHER RESOLVED, That upon enactment of this resolution, the Clerk of the Board will forward copies to the Executive Director and members of the California Public Utilities Commission and the General Manager of the San Francisco Public Utilities Commission.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041330 **Date Passed:**

Resolution endorsing On-Bill Financing as a cost effective means for small business owners to finance energy efficiency upgrades, and urging the California Public Utilities Commission to take appropriate action to facilitate creation of an On-Bill Financing program in California.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041330

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041331 RESOLUTION NO. 606-04

[Del Monte Square]

Resolution declaring September 28, 2004 Del Monte Square Day in San Francisco.

WHEREAS, the historic brick buildings located at the end of Columbus Avenue at Beach Street were built in 1907 as a fruit and vegetable canning plant and warehouse by the California Fruit Canners Association; and

WHEREAS, the facility was the largest fruit and vegetable cannery in the world with a capacity of 200,000 hand-soldered cans per day and employing 2,500 people; and

WHEREAS, The California Fruit Canners Association eventually changed its name to "Del Monte" and the buildings became known as Del Monte Plant No. 1; and

WHEREAS, From its roots shortly after California's Gold Rush era, Del Monte Foods has grown to become the nation's largest producer and distributor of premium quality processed fruits, vegetables, and tomato products; and

WHEREAS, Del Monte Foods is one of San Francisco's pioneering companies, headquartered in San Francisco since 1916 and the "Del Monte" brand has become world famous and virtually synonymous with "highest quality"; and

WHEREAS, The historic square rigger, the Balcultha, formally known as The Star of Alaska and a fishing vessel for Del Monte, is now a National Landmark and moored at San Francisco Maritime Historical Park; and

WHEREAS, Since its opening in 1967 as a shopping, restaurant, and entertainment complex, THE CANNERY has become an important landmark in San Francisco, as well as a model to other cities for the adaptation of historic properties; and

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WHEREAS, In 2003 the National Park service and the Kimpton Hotel Group completed renovation of the historic Del Monte Warehouse, which now operates as the Argonaut Hotel, Maritime Museum, and a Visitors Center for the San Francisco Maritime Historical Park; and

WHEREAS, Del Monte Square proponents are to be commended for preserving an historic part of our City, which now stands as a unique representation of the Old world and New World combined, where both residents and visitors can come to enjoy the charm that is uniquely San Francisco; and

WHEREAS, On September 28, 2004, THE CANNERY, The National Park Service, and Kimpton Hotel Group will preserve the historic ties of Del Monte Food Corporation's former Plant No. 1 to San Francisco by naming the block as Del Monte Square; and

WHEREAS, On September 28, 2004, many special activities are planned for celebrating the declaration and dedication of Del Monte Square, including a 1375 foot long/square block Del Monte label cutting ceremony, food festivities, including a Cioppino contest, lively musical entertainment and generous canned food donations to the San Francisco Food Bank.

RESOLVED, That the San Francisco Board of Supervisors does hereby declare September 28, 2004 Del Monte Square Day in San Francisco.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041331 **Date Passed:**

Resolution declaring September 28, 2004 Del Monte Square Day in San Francisco.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041331

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041332 RESOLUTION NO. 607-04

[Commending SEIU 250 on its 70th anniversary and its growth to 100,000 members.]

Resolution commending the Service Employees International Union Local 250 on its 70th anniversary and its growth to 100,000 members.

WHEREAS, The Service Employees International Union (SEIU) Local 250 was established in 1934 to increase the standard of living for health care workers and raise the standard of care for patients; and

WHEREAS, SEIU 250 was the first health care union in the United States to be certified by the American Federation of Labor; and,

WHEREAS, In 1941 SEIU 250 won its first contract with the San Francisco Hospital Conference, covering employees at 11 hospitals in the city; and

WHEREAS, A New Leadership Team was elected in 1988, which started SEIU 250 on a new era of progress and growth; and

WHEREAS, SEIU is now the fastest-growing health care union in the Western United States; and

WHEREAS, SEIU 250 extends membership to varied positions within the health care field, welcoming hospital workers, nurses, emergency medical staff, nursing home and home health care workers and more; and

WHEREAS, SEIU 250 has shown leadership on crucial issues by, for example, mobilizing to promote Propositions 186 and 214 and organizing a march across the Golden Gate Bridge in support of health care rights for all; and

WHEREAS, By advocating for member awareness of local and national government, SEIU 250 helps to maintain and promote high levels of health care; and

Supervisor Sandoval, Ma, Gonzalez
BOARD OF SUPERVISORS

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WHEREAS, Over the past 70 years, SEIU 250 has grown to over 100,000 members who dedicate themselves to improving the lives of patients and workers alike; now, therefore, be it

RESOLVED, That the City and County of San Francisco commends SEIU 250 on its 70th anniversary and its growth to 100,000 members.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041332 **Date Passed:**

Resolution commending the Service Employees International Union Local 250 on its 70th anniversary and its growth to 100,000 members.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041332

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041357 RESOLUTION NO. 608-04

[Resolution commending Mani Bruce Mitchell.]

Resolution commending Mani Bruce Mitchell for her trailblazing efforts to promote equality for the intersex community.

WHEREAS, Mani Bruce's film, *Mani's Story – Yellow Is For Hermaphrodites,* is an unhesitating and courageous account of one who has overcome adversity; and

WHEREAS, Mani, a queer identified intersex person, is resolute in her determination to push the boundaries of gender definition and to create a safer world for all who are perceived to be different; and

WHEREAS, Mani, through public education and advocacy, has actively spoken against harmful and unnecessary genital surgeries, secrecy, and stigma; and

WHEREAS, Mani has created visible change in medical and social thinking about intersexed people; and

WHEREAS, Mani Bruce Mitchell has served with distinction as Founder and Director of Intersex Trust Aotearoa New Zealand; and

WHEREAS, Mani, in her work as a psychotherapist, has effected positive change in the lives of families with intersexed children; and

WHEREAS, Mani's work has empowered other intersex people around the world to challenge boundaries and hostilities and work towards change; now therefore be it

RESOLVED, That the San Francisco Board of Supervisors honors and thanks Mani Bruce Mitchell for her incredible service to the intersex community.

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041357 **Date Passed:**

Resolution commending Mani Bruce Mitchell for her trailblazing efforts to promote equality for the intersex community.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041357

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041358 RESOLUTION NO. 609-04

[Resolution honoring On Lok's 30th Street Senior Center.]

Resolution honoring On Lok's 30th Street Senior Center for its 25 years of service.

WHEREAS, On Lok's 30th Street Senior Center celebrates 25 years of service to seniors with its meal programs, health services, educational opportunities, recreational activities and social programs; and

WHEREAS, the 30TH Street Senior Center serves a vibrant multi-cultural constituency serving Noe Valley, the Mission District and other seniors in need; and

WHEREAS, the programs at the 30th Street Senior Center offer a continuum of activities and services that help seniors have an active and healthy life style; and

WHEREAS, the 30th Street Senior Center provides assistance and support to help shape and improve the lives of seniors; and

WHEREAS, the 30th Street Senior Center works and cooperates with other community organizations serving the elderly; and

WHEREAS, the 30th Street Senior Center works to offer expanded services and activities in the coming years; now therefore,

BE IT RESOLVED, that the Board of Supervisors of the City and County of San Francisco honors On Lok's 30th Street Senior Center for its 25 years of exemplary services.

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041358 **Date Passed:**

Resolution honoring On Lok's 30th Street Senior Center for its 25 years of service.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041358

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041164 RESOLUTION NO. 610-04

[Provide SSI application assistance to the chronically homeless and mentally ill in San Francisco.]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a grant in the amount of $195,320 from the Social Security Administration (SSA) to provide SSI application assistance to the chronically homeless and mentally ill in San Francisco and to enter into an agreement for the use of these funds; for the period of May 1, 2004, to April 30, 2005.

WHEREAS, SFDPH has applied for and been awarded a grant from SSA in the amount of $195,320 to provide SSI application assistance to the chronically homeless and mentally ill in San Francisco; and,

WHEREAS, As a condition of receiving the grant funds, SSA requires the City to enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk of the Board of Supervisors in File No. 041164, which is hereby declared to be a part of this resolution as if set forth fully herein; and,

WHEREAS, This Resolution requires expedited review by the Board of Supervisors because the notice of the award was not received from SSA until June 14, 2004; and,

WHEREAS, Resolutions authorizing the acceptance and expenditure of grant funds may be placed automatically on consent agendas in committee, as they are usually considered to be routine items, and this resolution authorizes the acceptance and expenditure of grant funding; and,

WHEREAS, The grant budget includes provision for indirect costs of $1,263; now, therefore, be it

RESOLVED, That SFDPH is hereby authorized to accept and expend retroactively a grant in the amount of $195,320 from SSA; and, be it

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FURTHER RESOLVED, That SFDPH is hereby authorized to accept and expend the grant funds in accordance with the requirements set forth in the Agreement, pursuant to San Francisco Administrative Code section 10.170-1; and, be it

FURTHER RESOLVED, That the Director of Health is authorized to enter into the agreement on behalf of the City; and, be it

FURTHER RESOLVED, That the Controller is directed to designate the position funded under this agreement as a "G" or grant-funded position which would terminate when the agreement expires.

RECOMMENDED:

Mitchell Katz, M.D.
Director of Health

APPROVED:

Julie Kelly
Health Commission

Office of the Mayor

Office of the Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041164 **Date Passed:**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a grant in the amount of $195,320 from the Social Security Administration (SSA) to provide SSI application assistance to the chronically homeless and mentally ill in San Francisco and to enter into an agreement for the use of these funds; for the period of May 1, 2004, to April 30, 2005.

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041164

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

SEP 30 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041096 RESOLUTION NO. 611-04

[Gift – Private]

Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept a gift of a mobile mammography facility vehicle and associated equipment, valued at $432,716, donated by the University of California, San Francisco for mobile mammography services to indigent and under-served women in San Francisco.

WHEREAS, the University of California, San Francisco (UCSF) is a not-for-profit public medical academic institution engaged in the provision of health-care services to disadvantaged residents of San Francisco, among other populations; and,

WHEREAS, San Francisco General Hospital (SFGH) is a public hospital that provides health-care services to the indigent and under-served residents of San Francisco; and,

WHEREAS, the mobile mammography facility vehicle (Mammovan), including the equipment, software, peripherals, and manuals was purchased by UCSF for the purposes of providing mammography services to indigent and under-served women in San Francisco; and,

WHEREAS, SFGH has committed to continue providing mobile mammography services to indigent and under-served women in San Francisco; and

WHEREAS, SFGH has received grant funding from the Avon Foundation for the continuation of the mobile mammography project initiated by UCSF; and

WHEREAS, UCSF has agreed to arrange for smog testing of the Mammovan and all other activities required to transfer title to the Mammovan to SFGH; and

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WHEREAS, SFGH agrees, as a condition of the transfer as set forth in the attached agreement, that UCSF and the Regents of the University of California assume no responsibilities and makes no guarantees for the performance of the equipment, that the Mammovan is being transferred on an "As Is' basis without warranties as to fitness for use or merchantability, and that neither UCSF not the Regents of the University of California will be liable for any claims arising our of the possession or use of the Mammovan and associated equipment; and

WHEREAS, the Department wishes to obtain approval from the Health Commission and the Board of Supervisors to accept the gift of the Mammovan and the associated equipment; and now, therefore, be it

RESOLVED, That the Department of Public Health, San Francisco General Hospital is hereby authorized to accept a gift of the Mammovan, with a value of $432,716 from UCSF for the provision of mobile mammography services to indigent and under-served women in San Francisco.

APPROVED:	RECOMMENDED:
Michele Olson	Mitchell H. Katz, M.D.
Secretary, Health Commission	Director of Health

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041096 **Date Passed:**

Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept a gift of a mobile mammography facility vehicle and associated equipment, valued at $432,716, donated by the University of California, San Francisco for mobile mammography services to indigent and under-served women in San Francisco.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041096

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

OCT 0 6 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041079 RESOLUTION NO. 612-04

[Eminent Domain – Resolution of Necessity]

Resolution authorizing acquisition of Lots 45A, 46, 53, and 54 in Assessor's Block 3721 in San Francisco by Eminent Domain for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project; adopting environmental findings under the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31; and adopting findings under the General Plan and City Planning Code Section 101.1.

WHEREAS, The Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project (the "Project") consists of a new Transbay Terminal at its current site; the extension of Caltrain and accommodation of high speed passenger trains into a new Terminal building; a temporary terminal on the block bounded by Main, Beale, Folsom, and Mission Streets; reconstructed bus ramps from the permanent terminal to the Bay Bridge; an offsite bus storage/layover area under Highway Route 80 on the two blocks bounded by Perry, Stillman, 2nd and 4th Streets; a Caltrain storage yard and station near 4th and Townsend Street; and the Transbay Redevelopment Plan; and

WHEREAS, The actions listed in Attachment A and incorporated by reference (the "Actions") are part of a series of considerations in connection with the approval and implementation of the Project, as more particularly defined in Attachment A (the "Environmental Findings"). A copy of Attachment A is on file with the Clerk of the Board of Supervisors in File No. 041079; and

WHEREAS, On April 22, 2004, the Planning Commission (the "Commission") and the Peninsula Corridor Joint Powers Board (the "JPB"), at a duly noticed joint public hearing, considered the certification of the final environmental impact statement/environmental impact report for the Project (the "Final EIS/EIR") (SCH No. 95063004), which consisted of the draft

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EIS/EIR, the Draft Summary of Comments and Responses, revisions to the draft EIS/EIR, and related documents. A copy of the Final EIS/EIR is on file with the Clerk of the Board in File No. 041079 and is incorporated herein by reference; and

WHEREAS, On April 22, 2004, in Motion No. 16773, the Commission found that the contents of the Final EIS/EIR and the procedures through which it was prepared, publicized, and reviewed complied with the provisions of the California Environmental Quality Act (Cal. Public Resources Code sections 21000 et seq. ["CEQA"]), the State CEQA Guidelines (Cal. Code of Regulations Title 14, sections 15000 et seq. ["CEQA Guidelines"]), and Chapter 31 of the San Francisco Administrative Code ("Chapter 31"); and

WHEREAS, By Motion No. 16773, the Commission also found that the Final EIS/FEIR reflected its independent judgment and analysis and was adequate, accurate, and objective, and certified the Final EIR in compliance with CEQA, the CEQA Guidelines, and Chapter 31. Motion No. 16773 is on file with the Clerk of the Board in File No. 040616 and is incorporated by reference; and

WHEREAS, On April 22, 2004, in Resolution No. 2004-11, the JPB also certified the Final EIR and made findings similar to those of the Commission in regard to CEQA and the CEQA Guidelines. Motion No. 16773 is on file with the Clerk of the Board in File No. 040616 and is incorporated by reference; and

WHEREAS, On April 20, 2004, in Resolution No. 45-2004, the San Francisco Redevelopment Agency, at a duly noticed public hearing, also certified the Final EIR and made findings similar to those of the Commission and JPB in regard to CEQA and the CEQA Guidelines. Resolution No. 45-2004 is on file with the Clerk of the Board in File No. 040616 and is incorporated by reference; and

WHEREAS, On April 22, 2004, at a duly noticed public hearing, the Transbay Joint Powers Authority (the "TJPA"), in Resolution No. 04-004, approved the components of the

Project within its jurisdiction. Resolution No. 04-004 is on file with the Clerk of the Board in File No. 041079 and is incorporated by reference; and

WHEREAS, On June 15, 2004, at a duly noticed hearing concerning appeals of the Commission certification of the Final EIR, this Board affirmed the Commission's certification of the Final EIR and rejected the appeals in Motion No. 04-67. Motion No. 04-67 is on file with the Clerk of the Board in File No. 040629 and is incorporated by reference; and

WHEREAS, The Final EIS/EIR files and other Project-related Planning Department files are available for review by this Board of Supervisors and the public. The Planning Department files are available at 1660 Mission Street. Those files are part of the record before this Board of Supervisors and are incorporated by reference; now, therefore, be it

RESOLVED, That this Board of Supervisors finds on the basis of substantial evidence in light of the whole record that: (1) modifications incorporated into the Project and reflected in the Actions will not require important revisions to the Final EIS/EIR due to the involvement of new significant environmental effects or substantial increase in the severity of previously identified significant effects; (2) no substantial changes have occurred with respect to the circumstances under which the Project or the Actions were undertaken which would require major revisions to the Final EIS/EIR due to the involvement of new significant environmental effects, or a substantial increase in the severity of effects identified in the Final EIS/EIR; and (3) no new information of substantial importance to the Project or the Actions has become available since the Commission's certification of the Final EIR that would indicate (a) the Project or the Actions will have significant effects not discussed in the Final EIS/EIR; (b) significant environmental effects will be substantially more severe; (c) mitigation measures or alternatives found not feasible which would reduce one or more significant effects have become feasible; or (d) mitigation measures or alternatives which are considerably different

from those in the Final EIS/EIR would substantially reduce one or more significant effects on the environment; and, be it

FURTHER RESOLVED, That the Board of Supervisors reviewed and considered the Final EIS/EIR and hereby adopts the Environmental Findings in Attachment A, which includes rejection of Project alternatives, adoption of mitigation measures, and approval of a statement of overriding considerations in regard to significant unavoidable impacts. Attachment A also includes Exhibits 1 (Final EIS/EIR Mitigation Measures) and 2 (Transbay Terminal Project Mitigation Monitoring and Reporting Program); and, be it

FURTHER RESOLVED, That the Project fulfills the mandates of various local and State laws including San Francisco's Proposition H-Downtown Caltrain Station (November 1999), Proposition K-San Francisco Transportation Sales Tax (November 2002), California Public Resources Code Section 5027.1 (a), and California Streets and Highways Code Sections 2704.04 (b) and 30914 (c), all of which concern reconstruction of the Transbay Terminal at its current site and the Terminal's accommodation of a Caltrain extension and high speed passenger rail line; and, be it

FURTHER RESOLVED, That the public interest and necessity require the acquisition by eminent domain by the City and County of San Francisco, a municipal corporation, of the following described real property and any and all improvements and fixtures thereon, situated in the City (the "Property")

Assessor's Block No.	Lot Nos.
3721	45A, 46, 53, 54

and, be it

FURTHER RESOLVED, That the TJPA intends to use the Property for the extension of the Caltrain to a new Transbay Terminal and for portions of the new Transbay Terminal; and, be it

FURTHER RESOLVED, That the Director of Planning in his letter dated August , 2004, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 041079, found that the acquisition of the Property is consistent with the City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1; and, be it

FURTHER RESOLVED, That the Board of Supervisors now adopts as its own and incorporates by reference the Director of Planning's findings of consistency with the City's General Plan and the Eight Priority Policies of City Planning Code Section 101.1; and, be it

FURTHER RESOLVED, That acquisition of the Property by eminent domain is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; and, be it

FURTHER RESOLVED, That acquisition of the Property by eminent domain is necessary for the public use of the City for the Project; and, be it

FURTHER RESOLVED, That the TJPA has made the offer to the owner of record of the Property as required by California Government Code Section 7267.2; and, be it

FURTHER RESOLVED, That, as provided under Sections 37350.5, 37351, 37352, 37352.1, 37353, 40401, 40404, and 65302(b) of the California Government Code, and Sections 1240.010 through 1240.050 of the California Code of Civil Procedure, which authorize the City to acquire the property by eminent domain, the City Attorney is hereby authorized and directed to commence proceedings in eminent domain against the owners of the Property, and any and all interests therein or claims thereto, for the condemnation thereof for the public use by the City for the Project.

RECOMMENDED:

see attached page

Maria Ayerdi, Executive Director, TJPA
Under TJPA Commission Resolution No. _____

Director of Property

APPROVED AS TO FORM:

DENNIS J. HERRERA, City Attorney

By: _____
Deputy City Attorney

RECOMMENDED:

Maria Ayerdi, Executive Director, TJPA

Under TJPA Commission Resolution No. 04-010

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041079 **Date Passed:**

Resolution authorizing acquisition of Lots 45A, 46, 53, and 54 in Assessor's Block 3721 in San Francisco by Eminent Domain for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project; adopting environmental findings under the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31; and adopting findings under the General Plan and City Planning Code Section 101.1.

August 17, 2004 Board of Supervisors — CONTINUED

Ayes: 9 - Alioto-Pier, Ammiano, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Daly, Dufty

September 21, 2004 Board of Supervisors — CONTINUED

Ayes: 8 - Alioto-Pier, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Ammiano, Daly, Dufty

September 28, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041079

I hereby certify that the foregoing Resolution was ADOPTED on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 7, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041377 RESOLUTION NO. 613-04

[Commending Nancy Bang]

Resolution commending Nancy Bang on the occasion of her retirement.

WHEREAS, Nancy Bang has been a trusted and valued employee of the State of California and the City and County of San Francisco for more than 40 years; and

WHEREAS, Nancy began her association with the City when she worked at the Port of San Francisco before the Port became a City Agency. Later she worked in the Department of City Planning before joining the City Attorney's Office; and

WHEREAS, Nancy has worked in the City Attorney's Office for 25 years; and

WHEREAS, Nancy has worked at a high level in the City Attorney's Office for several deputy City Attorneys including Thomas Toomey, Jr. the Chief Deputy City Attorney; and

WHEREAS, For the last 9 years, Nancy has been the lead secretary for the City Attorney's General Government Team, where, in addition to her own work, she has skillfully managed the flow of support work on some of the City's most sensitive and critical public issues; and

WHEREAS, Nancy has always been the consummate professional maintaining her composure even in the face of dwindling resources, pressing deadlines and competing demands for her skills; and

WHEREAS, Nancy has an uncanny ability to locate missing files, juggle overcrowded calendars, and decipher unreadable handwriting; and

WHEREAS, Nancy has been the calm eye at the center of the storm always bringing a positive and caring attitude to her job and coworkers; and

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WHEREAS, Nancy has met the highest standards of her profession serving the people of San Francisco with distinction; and

WHEREAS Nancy's record of more than four decades of public service stands as an example for the next generation; now, therefore, be it

RESOLVED, That the Board of Supervisors, on behalf of the City and County of San Francisco, congratulates and honors Nancy Bang on the occasion of her retirement, thanks her for her many years of loyal and professional service, and wishes her a full and enriching retirement.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041377 **Date Passed:**

Resolution commending Nancy Bang on the occasion of her retirement.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041377

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

As amended in committee
September 29, 2004.

FILE NO. 041093 RESOLUTION NO. 614-04

[Transferring Unclaimed Trust Deposits from Parking Citations to the General Fund.]

Resolution accepting outstanding and unclaimed trust deposits from parking citations as revenue to be transferred to the General Fund.

WHEREAS, Pursuant to Sections 50050, 50053 and 50055 of the Government Code of the State of California, where trust deposits have remained outstanding and unclaimed for at least one year, and the depositors' names are unknown, such deposits may be transferred to the General Fund of the City and County of San Francisco without published notice; and

WHEREAS, the City has such trust deposits, which originated from payments for parking citations made prior to 1994, when the State of California decriminalized parking citations and transferred the responsibility for processing parking citations from the San Francisco Municipal Court to the San Francisco Department of Parking and Traffic; and

WHEREAS, The trust deposits cannot be matched to a parking citation number or payee because of the limited capability of the Municipal Court database system, so these deposits cannot be declared in a public notice; and

WHEREAS, The balance of the trust deposit account is ~~$1,155,000~~ $1,103,716; now, therefore, be it

RESOLVED, That the Board of Supervisors accepts the outstanding and unclaimed trust deposits from parking citations as revenue to be transferred to the General Fund.

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City and County of San Francisco

Tails

Resolution

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File Number: 041093 **Date Passed:**

Resolution accepting outstanding and unclaimed trust deposits from parking citations as revenue to be transferred to the General Fund.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041093

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041095 RESOLUTION NO. 615-04

[Resolution to approve County Refugee Plan]

Resolution approving the Federal Fiscal Year 2004 San Francisco County Refugee Plan.

WHEREAS, The Private Industry Council of San Francisco, Inc. (PIC), by authorization of this Board of Supervisors acts with the approval of the Department of Human Services for the City and County of San Francisco in developing the County Refugee Plan and in administering federal Refugee funds awarded to San Francisco; and

WHEREAS, The Workforce Investment San Francisco (WISF) Board is in an advisory capacity to the PIC with respect to those funds; and

WHEREAS, The staff of the PIC, in consultation with and approval from the WISF Board, has prepared the 2004 County Refugee Plan as required by the State Department of Social Services, and that the Plan describes the uses of the refugee funds for the Federal Fiscal Year (FFY) beginning October 1, 2004; now therefore, be it

RESOLVED, That the County Refugee Plan for San Francisco is approved, and be it

FURTHER RESOLVED, That the PIC is authorized by the Board of Supervisors to amend the County Refugee Plan as may be requested by the State Department of Social Services or its designee.

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City and County of San Francisco

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Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041095 **Date Passed:**

Resolution approving the Federal Fiscal Year 2004 San Francisco County Refugee Plan.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041095

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041153 RESOLUTION NO. 616-04

[Preferred Priority Projects funded with Neighborhood Historical Resources Preservation Bonds.]

Resolution providing that the eleven historical resources described in the bond ordinance for the Neighborhood Historical Resources Preservation Bonds are considered for funding before any other qualified project is funded.

WHEREAS, On July 20, 2004, the Board of Supervisor of the City and County of San Francisco (the "Board") adopted Ordinance No. 159-04 for the purpose of submitting to the voters of the City and County of San Francisco (the "City") a proposition to incur the following bonded debt of the City: $60,000,000 for the acquisition, rehabilitation, renovation, improvement, construction or preservation of certain historical resources, and structures benefiting historical resources owned, or to be owned, by the City and/or the San Francisco Unified School District (the "Bond Ordinance"); and,

WHEREAS, Said Bond Ordinance provides a list of eleven projects which include the following; the Old Mint, the Palace of Fine Arts, Coit Tower, a Waterfront Pavilion to house the City's historic 7000 pipe concert organ (Austin Organ Co. Opus 500), McLaren Lodge, Trocadero Clubhouse (Stern Grove and Pine Lake Park), the Geneva Car Barn Building, the San Francisco Unified School District's School for the Arts – Nourse Auditorium, the Sunnyside Conservatory, the Moscone Fieldhouse and the Bayview Opera House, as examples of the types of projects that could be financed with the bonds described in the Bond Ordinance, if said Bond Ordinance is approved by the voters of the City in the November 2, 2004 election; and,

WHEREAS, Neither this Resolution nor the Bond Ordinance is intended to serve as any kind of approval by the Board, or any commission, department or official of the City of the

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eleven projects described in the Bond Ordinance, in violation of any federal, State or local law; and,

WHEREAS, This Board merely wishes to express its desire that the eleven projects specifically described in the Bond Ordinance be considered for funding prior to the allocation of bond proceeds to any other projects eligible for the bond proceeds described in the Bond Ordinance; and,

WHEREAS, This Resolution in no way limits or prevents the eligibility or ability of other projects to be funded with the bond proceeds described in the Bond Ordinance, nor does this Resolution require that bond proceeds be allocated to any of the eleven projects described in the Bond Ordinance; now, therefore, be it

RESOLVED, That this Board desires that the eleven projects specifically described in the Bond Ordinance be considered for funding prior to the allocation of bond proceeds to any other projects eligible for the bond proceeds described in the Bond Ordinance, without limiting or preventing other projects from being funded with said bond proceeds and without violating any federal, State or local laws.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041153 **Date Passed:**

Resolution providing that the eleven historical resources described in the bond ordinance for the Neighborhood Historical Resources Preservation Bonds are considered for funding before any other qualified project is funded.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041153

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041184 RESOLUTION NO. 617-04

[Resolution urging various City departments to investigate the costs, benefits, and technical issues associated with installing City-owned broadband facilities in conjunction with the City's planned rebuild of its sewer system.]

Resolution urging the Department of Telecommunications and Information Services, the Public Utilities Commission, the Department of Public Works, and the Mayor's Office of Public Finance to evaluate the costs, benefits, and technical issues associated with installing broadband facilities when the City and County of San Francisco conducts its planned rebuild of its sewer system, to enable the City and County of San Francisco to increase the availability of bandwidth for telecommunications, cable, and information services.

WHEREAS, The City and County of San Francisco ("City") seeks to be a leader in providing new and innovative telecommunications, cable, and information services (collectively, "communications services"); and

WHEREAS, One limitation on the availability of communications services is the lack of facilities able to transmit and receive information at high speeds; and

WHEREAS, In the past, multiple communications providers have sought to install facilities in public rights-of-way, which resulted in repeated excavation and caused disruption to the public and damage to City streets; and,

WHEREAS, The City seeks to minimize the amount of excavation in public rights-of-way; and

WHEREAS, The City is planning to replace or upgrade its sewer system over the next several years, and that project will require the City to excavate many of its streets; and

WHEREAS, The City could install communications facilities when it conducts its sewer improvement project; and

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WHEREAS, The installation of high-speed bandwidth communications facilities throughout the City that can be used to provide wholesale broadband access would reduce the need for excavation of public streets in the future; and

WHEREAS, Installing high-speed bandwidth facilities that could be leased to providers of communications service could dramatically reduce the cost of market entry and thereby increase competition; and

WHEREAS, The City could seek to recover the costs of building and maintaining high-speed communications facilities through leasing the facilities to providers of communications service; and

WHEREAS, The City already has some fiberoptic facilities installed underground but such facilities are not installed throughout the City; and

WHEREAS, Other local governments have installed or are installing high-speed communications facilities to provide communications services either directly or to lease such facilities to communications service providers, and such local governments may be the source of valuable information; and

WHEREAS, Ensuring adequate and affordable high-speed bandwidth facilities may yield substantial public benefits, including encouraging business development, ensuring ubiquitous and nondiscriminatory access to communications services, fostering robust civic engagement and community participation, and increasing competition, which in turn may encourage innovation and reduce prices for service; and

WHEREAS, In the course of recent cable franchise negotiations, successive local telecommunications providers have refused to negotiate and/or fully implement standard provisions won elsewhere for consumer privacy protections; discounted rates for low-income residents, seniors, and non-profit organizations; increased bandwidth for public uses; and

adequate financing and resource allocation for community-driven media production and distribution; and

WHEREAS, The digital media environment presents valuable opportunities for participation in civic life by sectors of the City marginalized in the largely consolidated "old media" (radio, TV, daily newspapers); now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Department of Telecommunications and Information Services to analyze and report to the Board on the following:

1) the number and type of communications providers that might potentially be interested in leasing facilities from a City-owned high-speed communications system, including Fiber to the Home/Business as well as other options, and the terms and conditions under which leasing City-owned facilities would be feasible;

2) other local governments that have installed high-speed communications systems, the types of services offered over such systems, the method of financing such systems, and the number and type of subscribers to the services offered;

3) feasibility of the City providing services directly, as well as leasing facilities to independent providers;

4) mechanisms to promote community participation in a City-owned high-speed communications system;

5) the amount, location and type of high-speed communications facilities currently owned by and installed in the City;

6) projected demand by individuals or businesses in the City for various types of communications services during the next five years;

7) a proposed plan for a City-owned high-speed communications system, including recommendations for the types of facilities and the amount of bandwidth the City should install, and the timing and placement of such facilities;

8) potential costs of installing and maintaining a City-owned high-speed communications system, and potential financing mechanisms that do not rely on the general fund;

9) alternative or additional methods of installing a City-owned high-speed communications system, such as aerial placement of facilities, placement with other utility facilities, and use of existing City-owned conduit; and

10) the public benefits that could be negotiated through lease agreements with communications service providers, including financing for expanded community media production and distribution; and, be it

FURTHER RESOLVED, That the Board of Supervisors requests the San Francisco Public Utilities Commission to analyze and report on the location and timing of all sewers that are expected to be replaced or upgraded, and the costs and benefits of coordinating such work with installation of City-owned high-speed communications facilities; and, be it

FURTHER RESOLVED, That the Board of Supervisors requests the Department of Public Works to analyze and report to the Board on the costs and benefits of a City-owned high-speed communications system with respect to its impact on construction and excavation activities and the impact on the life of City streets; and, be it

FURTHER RESOLVED, That the Board of Supervisors requests the Mayor's Office of Public Finance to develop models for financing a City-owned high-speed communications system.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041184 **Date Passed:**

Resolution urging the Department of Telecommunications and Information Services, the Public Utilities Commission, the Department of Public Works, and the Mayor's Office of Public Finance to evaluate the costs, benefits, and technical issues associated with installing broadband facilities when the City and County of San Francisco conducts its planned rebuild of its sewer system, to enable the City and County of San Francisco to increase the availability of bandwidth for telecommunications, cable, and information services.

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041184

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

Date: October 14, 2004

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk of the Board

File No.
041184

FILE NO. 041186 RESOLUTION NO. 618-04

[Urging the PUC to fund a wave-generation power study at Ocean Beach]

Resolution urging the PUC to fund the Electricity Production Research Institute (EPRI) to complete a study on Ocean Beach necessary for planned implementation of wave-generated power in San Francisco

WHEREAS, San Francisco has a world-class tidal power resource and an off-shore wave-generation capability, and

WHEREAS, San Franciscans have voted to support renewable energy projects including wave-generated power, solar power, and tidal power through revenue bonds to be used to finance such projects; and

WHEREAS, Such revenue bonds can not be issued until certain preliminary siting studies are completed and financed, without which implementation of such technologies will never occur; and

WHEREAS, Implementation of new energy generating technologies such as these has never happened without government support and financing; and

~~WHEREAS, The State of California has urged the development of new energy technologies but has failed to make good on its promises to follow through with adequate funding; and~~

WHEREAS, San Francisco is currently being offered a leadership role in conjunction with the City of Oakland, to fund a research project that will pave the way for implementation of wave generated power at Ocean Beach; and

WHEREAS, Such a study, if undertaken at a later date will cost the City of San Francisco more to implement; and

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WHEREAS, The City of Oakland has agreed to contribute $10,000 at this time in order to share data produced from this study for the benefit of their own offshore wave generation project; therefore be it

RESOLVED, That The San Francisco Board of Supervisors urges the PUC to fund EPRI in the amount of $30,000 with the City of Oakland (contributing an additional $10,000) in order for both parties to make possible EPRI's phase one evaluation of site and technology for renewable energy wave generation of Ocean Beach, San Francisco.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041186 **Date Passed:**

Resolution urging the PUC to fund the Electricity Production Research Institute (EPRI) to complete a study on Ocean Beach necessary for planned implementation of wave-generated power in San Francisco.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041186

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041219 RESOLUTION NO. 619-04

[Appointment - Golden Gate Bridge, Highway and Transportation District]

Resolution appointing Supervisor Gerardo Sandoval as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District Board, term ending January 31, 2005.

RESOLVED, That pursuant to the provisions of the California Streets and Highways Code, Section 27124, the Board of Supervisors of the City and County of San Francisco does hereby appoint the following named person as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District for the term specified:

Supervisor Gerardo Sandoval, succeeding Supervisor Tony Hall, resigned, Seat No. 7, must be a member of the Board of Supervisors, for the unexpired portion of a two-year term ending January 31, 2005; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit a certified copy hereof to the Secretary of State of the State of California, and to the Executive Director of the Golden Gate Bridge, Highway and Transportation District.

Rules Committee

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Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041219 **Date Passed:**

Resolution appointing Supervisor Gerardo Sandoval as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District Board, term ending January 31, 2005.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin
Excused: 1 - Sandoval

File No. 041219

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041223 RESOLUTION NO. 620-04

[Acceptance of Donation of Real Estate]

Resolution authorizing the acceptance by the City and County of San Francisco of the donation of two lots from Rosario F. Occhipinti, a married man, and the Rosario F. Occhipinti Separate Property Trust dated August 15, 1989, (collectively "Occhipinti"), at no cost to the City, for the development of a playground, adopting findings that the conveyance is categorically exempt from Environmental Review, is consistent with the City's Eight Priority Policies of City Planning Code Section 101.1 and is in conformity with the City's General Plan; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.

WHEREAS, Occhipinti developed a residential project on Meade Avenue (Meade Avenue Project); and

WHEREAS, As a condition for approval of the Meade Avenue Project, the San Francisco Planning Commission by Motion No. 11170, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 041223, mandated that Occhipinti donate two lots in the Meade Avenue Project to the Recreation and Park Department for use as a playground; and,

WHEREAS, Occhipinti agreed to grade all lots, to build all retaining walls associated with and/or required by said grading and to provide water and sewage connections to each donation lot, all to the specifications of the Recreation and Park Department; and

WHEREAS, By its Resolution No. 0402-005 the Recreation and Park Commission recommends that the Board of Supervisors approve acceptance of Lots 133 and 134, Block 4991 in accord with Planning Commission Motion No. 11170; and

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WHEREAS, The Director of Planning, by letter dated August 27, 2004, found that the conveyance of the Property contemplated by this Resolution is in conformity with the City's General Plan, and is consistent with the Eight Priority Policies of City Planning Code Section 101.1, and is categorically exempt from Environmental Review, which letter is on file with the Clerk of the Board of Supervisors under File No. 041223, and which letter is incorporated herein by this reference; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby finds that the donation is in conformity with the General Plan, and is consistent with the Eight Priority Policies of City Planning Code Section 101.1 and is categorically exempt from Environmental Review for the same reasons as set forth in the letter of the Director of Planning, dated August 27, 2004, and hereby incorporates such findings by reference as though fully set forth in this resolution; and, be it

FURTHER RESOLVED, That in accordance with the recommendations of the General Manager of the Recreation and Park Department, the Recreation and Park Commission and the Director of Property, the Board of Supervisors hereby approves the donation of Lots 133 and 134 in Block 4991 and the transaction contemplated thereby, conditioned upon the Recreation and Park Department's approval of the physical condition of the property; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Property to enter into any additions, amendments or other modifications to the Joint Escrow Instructions to Fidelity National Title Insurance company dated October 10, 2003 and executed by Occhipinti and the City (including, without limitation, the attached exhibits) that the Director of Property determines are in the best interests of the City, that do not increase the City's cost for the donation or otherwise materially increase the obligations or liabilities of the City, and are necessary or advisable to complete the transaction contemplated in the

escrow instructions and effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by the Director of Property of the authorization for recording the deed for the donation and any amendments thereto; and, be it

FURTHER RESOLVED, That the Director of Property is hereby authorized and urged, in the name and on behalf of the City and County, to accept the deed to the Property from Occhipinti upon the closing of escrow in accordance with the terms and conditions of the letter of escrow instructions dated October 13, 2003, and to take any and all steps (including, but not limited to, the execution and delivery of any and all certificates, agreements, notices, consents, supplemental escrow instructions, closing documents and other instruments or documents) as the Director of Property deems necessary or appropriate in order to consummate the conveyance of the Property pursuant to the Planning Commission Motion No. 11170, or to otherwise effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by the Director of Property of any such documents.

RECOMMENDED:

Steve Legnitto
Director of Property

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041223 **Date Passed:**

Resolution authorizing the acceptance by the City and County of San Francisco of the donation of two lots from Rosario F. Occhipinti, a married man, and the Rosario F. Occhipinti Separate Property Trust dated August 15, 1989, (collectively "Occhipinti"), at no cost to the City, for the development of a playground, adopting findings that the conveyance is categorically exempt from Environmental Review, is consistent with the City's Eight Priority Policies of City Planning Code Section 101.1 and is in conformity with the City's General Plan; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041223

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041371 RESOLUTION NO. 621-04

[San Francisco Night Ministries.]

Resolution congratulating the San Francisco Night Ministry upon the occasion of its 40th anniversary and further the Night Ministry for its exemplary record of compassionate care and effective service to the citizens of the City and County of San Francisco.

WHEREAS, The San Francisco Night Ministry is celebrating it's 40th anniversary of distinguished service to the citizens of San Francisco; and

WHEREAS, The Night Ministry is a non-denominational helping ministry founded by the San Francisco Council of Churches and is an important part of the Council of Churches' work in our city; and

WHEREAS, Founded 40 years ago by the Reverend Donald Stuart and the Reverend Charles Lewis, and with 30 volunteers handling the telephones, the Night Ministry performs its vital work between the hours of 10:00 p.m. and 4 a.m. every night of the year; and

WHEREAS, The work of the Night Ministry is ecumenically sponsored by many of San Francisco's churches, citizens, and the San Francisco Night Ministry Governing Board and volunteers, with the Reverend Donald Fox, the current Night Minister, participating in a unique ministry offering diverse personal counseling and referrals to helping institutions every night of the year, preventing suicide, ministering to those addicted to drugs including alcohol, and to the lonely and troubled of all ages; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco congratulate the San Francisco Night Ministry upon the occasion of its 40th anniversary and commend the Night Ministry for its exemplary record of compassionate care and effective service to the citizens of the City and County of San Francisco.

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Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041371 **Date Passed:**

Resolution congratulating the San Francisco Night Ministry upon the occasion of its 40th anniversary and further the Night Ministry for its exemplary record of compassionate care and effective service to the citizens of the City and County of San Francisco.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041371

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

FILE NO. 041373 RESOLUTION NO. 622-04

[Public hearing approval for issuance and sale of multifamily housing revenue bonds by CSCDA for Martin Luther Tower, L.P.]

Resolution authorizing the issuance and sale of multifamily housing revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $10,000,000 for the Project (as defined herein).

WHEREAS, The California Statewide Communities Development Authority (the "Authority"), a joint exercise of powers agency established pursuant to the laws of the State of California and the terms of an Amended and Restated Joint Exercise of Powers Agreement, dated as of June 1, 1988 (the "JPA Agreement") among certain local agencies throughout the State of California, has proposed to issue and sell multifamily housing revenue bonds (the "Bonds") in an aggregate principal amount not to exceed $10,000,000 for the purpose of making a loan to Martin Luther Tower, L.P., a California limited partnership, or affiliated entities (the "Corporation"); and,

WHEREAS, The City and County of San Francisco (the "City") is a member of the Authority; and,

WHEREAS, The Corporation has requested that the Authority adopt a plan of financing providing for the issuance of multifamily housing revenue bonds in one or more series issued from time to time, including bonds issued to refund such revenue bonds in one or more series from time to time, and at no time to exceed $10,000,000 in outstanding aggregate principal amount, to finance the acquisition and rehabilitation of a 121-unit multifamily rental housing project, located at 1001 Franklin Street, San Francisco, California, and generally known as Martin Luther Tower (the "Project"); and,

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WHEREAS, The interest on the Bonds may qualify for tax exemption under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") only if the Bonds are approved in accordance with Section 147(f) of the Code; and,

WHEREAS, Pursuant to Section 9 of the JPA Agreement, the Authority may only issue the Bonds with the approval of the governing body of the jurisdiction in which the Project is located; and,

WHEREAS, The Authority has requested the Board of Supervisors of the City (the "Board") to approve the issuance and sale of the Bonds in order to satisfy the public approval requirements of Section 147(f) of the Code and the requirements of the JPA Agreement; and,

WHEREAS, On July 6, 2004, the City caused a notice stating that a public hearing with respect to the issuance of the Bonds would be held by the Mayor's Office of Public Finance on July 20, 2004, to appear in *The Independent* which is a newspaper of general circulation in the City; and,

WHEREAS, The Mayor's Office of Public Finance has held the public hearing described above on July 20, 2004, and an opportunity was provided for persons to comment on the issuance and sale of the Bonds and the Project; and,

WHEREAS, This Board is the elected legislative body of the City and is the applicable elected representative required to approve the issue within the meaning of Section 147(f) of the Code and the JPA Agreement; now, therefore be it

RESOLVED, That this Board hereby finds and declares the above recitals are true and correct; and, be it

FURTHER RESOLVED, That this Board hereby approves the issuance and sale of the Bonds by the Authority. It is the purpose and intent of this Board that this Resolution constitute approval of the Bonds by the applicable elected representative of the governmental

unit having jurisdiction over the area in which the Project is located in accordance with Section 147(f) of the Code and Section 9 of the JPA Agreement; and, be it

FURTHER RESOLVED, That the approval of the issuance and sale of the Bonds by the City is neither an approval of the underlying credit issues of the proposed Project nor an approval of the financial structure of the Bonds.

APPROVED AS TO FORM:

DENNIS J. HERRERA
CITY ATTORNEY

By: Theresa Alvarez Hackett
Theresa Alvarez Hackett
Deputy City Attorney

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041373 **Date Passed:**

Resolution authorizing the issuance and sale of multifamily housing revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $10,000,000 for the Project (as defined herein).

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041373

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041374 RESOLUTION NO. 623-04

[Resolution commending Barbara Marino for her years of contribution to the City and County of San Francisco]

Resolution commending Barbara Marino for her years of contribution to the City and County of San Francisco.

WHEREAS, Barbara Marino has achieved 34 years of exemplary service for the City and County of San Francisco, working to improve the quality of life for low income San Franciscans; and,

WHEREAS, In 1970 Barbara Marino joined the Mayor's Criminal Justice Council, the funding agency responsible for managing the over site of government grants designed to reduce crime in the City; and,

WHEREAS, Barbara Marino, appointed to the Mayor's Office of Community Development in 1984, has developed and managed the Management Information Systems division, responsible for developing all of the information technology for the Office of Community Development and the Mayor's Office of Housing; and,

WHEREAS, The Mayor's Office of Community Development and The Mayor's Office of Housing has received national recognition for their innovative efforts in the area of information technology; and,

WHEREAS, Through Barbara Marino's continued effort the Mayor's Office of Community Development and the Mayor's Office of Housing have led the nation in technological advances that have improved the delivery of services to low income San Franciscans; now, therefore, be it

RESOLVED, that the Board of Supervisors commends Barbara Marino for her years of service to the City and County of San Francisco.

Supervisor Maxwell ; Dufty
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041374 **Date Passed:**

Resolution commending Barbara Marino for her years of contribution to the City and County of San Francisco.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041374

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041375 RESOLUTION NO. 624-04

[Urging SFSU to continue its Russian Program]

Resolution urging San Francisco State University to continue its Russian Program.

WHEREAS, Ten percent of the population of the City and County of San Francisco speaks Russian; and

WHEREAS, The local Russian speaking community has grown significantly in the last decade; and

WHEREAS, A population of this size creates a demand for a variety of services (educational, medical, social, etc.), and

WHEREAS, The Russian speaking community should have access to these services, including the right to an education that addresses the cultural linguistic heritage of Russia, and

WHEREAS, It is in the interest of the City and County of San Francisco to have Russian speaking professionals that engage in the local, national and international markets, and

WHEREAS, San Francisco State University's (SFSU) Russian Program is the only program of its kind in Northern California, and

WHEREAS, SFSU's Russian Program has the largest capacity in the California State University system,

WHEREAS, SFSU's Russian Program is recognized as a leader in the California State University system, and

WHEREAS, SFSU's Russian Program graduates serve both the public and private sectors capturing well-paid and highly placed professional careers in a variety of fields; now, therefore, be it

Supervisor Jake McGoldrick; Bevan Dufty
BOARD OF SUPERVISORS

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RESOLVED, That the City and County of San Francisco recognizes the importa of the Russian Program in this rapidly expanding field; and, be it

FURTHER RESOLVED, That the Board of Supervisors urges the President and Administration of SFSU to fully fund and continue its support for the Russian Program; ar be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors forward copies c this legislation to the Governor, elected state representatives, Trustees of the State Univers Center and the President of San Francisco State University.

Supervisor Jake McGoldrick
BOARD OF SUPERVISORS

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041375 **Date Passed:**

Resolution urging San Francisco State University to continue its Russian Program.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041375

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041376 RESOLUTION NO. 625-04

[Urging City Departments.]

Resolution urging specified City departments to implement recommendations of the Department of Public Health set forth in the Director of Health's Report on the Comprehensive Environmental Lead Poisoning Prevention Program for The City and County of San Francisco dated December 2, 2003.

WHEREAS, Lead is a systemic poison that affects numerous organ systems and serves no known useful purpose in the body, and childhood lead poisoning can cause learning disabilities, concentration and behavior problems, and at very high levels, seizures, coma and even death; and,

WHEREAS, All San Francisco neighborhoods were fully developed by the end of World War II, and therefore 94% of our housing units were built prior to the 1978 ban on residential lead-based paint, and 68% of the housing stock is pre-1950, which is considered the time frame when paint contained the greatest concentration of lead; and,

WHEREAS, The Board of Supervisors (Board) enacted the Comprehensive Environmental Lead Poisoning Prevention Program (Program) in 1992 to prevent needless suffering from this disease

WHEREAS, The goals of the Program are to educate all parents and other child care givers about how to protect children from lead hazards, to provide universal screening and testing of children up to six years of age, to develop a case management system for those found to be suffering from lead poisoning, and to make all public and private facilities in this City lead-safe for these children; and,

WHEREAS, The Department of Public Health is required under the 1992 legislation (including a new Section 1609 of the Health Code) to annually describe to the Board of

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Supervisors the efforts of all local agencies to comply with the Program and the additional actions needed to effectively implement and carry out the Program; and,

WHEREAS, The Section 1609 report further requires the Director to comment on "the effectiveness of the program and City agencies' efforts in implementation, including, but not limited to, additional actions needed to effectively implement and carry out the Program, the reasons why those actions are not being taken, and the plans of the relevant City agencies to implement those actions, including descriptions of specific actions, time lines, and the work plans and budgets of all City agencies involved in implementing the Program"; and,

WHEREAS, On December 2nd, 2003, the Director of the San Francisco Department of Public Health transmitted to the Board of Supervisors an annual report containing recommendations for various City Departments to continue implementation of City policies regarding lead safety, a report on file with the Clerk of the Board of Supervisors in File No. , which is hereby declared to be a part of this resolution as if set forth fully herein; now, therefore, be it,

RESOLVED, That the Board of Supervisors urges the Director and/or General Manager of the Public Library, the Department of Children, Youth and Families, the Department of Human Services, the Department of Public Health, the Juvenile Probation Department, the Recreation and Park Department, the San Francisco Housing Authority, the Department of Building Inspection, the Department of Public Works, the Mayor's Office of Community Development, the Mayor's Office of Housing, the San Francisco Public Utilities Commission, the Department of Administrative Services and the San Francisco Redevelopment Agency to implement the recommendations of the Department of Public Health set forth in its Annual Report to the Board dated December 2, 2003; and, be it

FURTHER RESOLVED, That the above referenced Directors provide the Board with a written report regarding the Public Library's progress in implementing those recommendations within 180 days from the effective date of this Resolution; and, be it

FURTHER RESOLVED, That, upon adoption of this resolution, the Clerk of the Board of Supervisors will transmit a copy of this resolution to each department named herein.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041376 **Date Passed:**

Resolution urging specified City departments to implement recommendations of the Department of Public Health set forth in the Director of Health's Report on the Comprehensive Environmental Lead Poisoning Prevention Program for The City and County of San Francisco dated December 2, 2003.

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041376

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

Date: October 14, 2004

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk of the Board

File No.
041376

FILE NO. 041378 RESOLUTION NO. 626-04

[Resolution commending Sparky's Diner for winning a CORY, Commercial Recycler of the Year Award for the third year in a row]]

Resolution commending Sparky's Diner for winning a CORY, Commercial Recycler of the Year Award, for the third year in a row

WHEREAS, For over 25 years, Sparky's has provided 24 hour breakfasts, dinners, and lunches for a diverse group of San Franciscans well as a sense of community to Market and Church Street and its surrrounding areas; and,

WHEREAS, For years, Sparky's has enthusiastically and creatively incorporated environmentally friendly practices in their daily operations; and,

WHEREAS, For three consecutive years Sparky's has won the CORY Award, which stands for Commercial Recycler of the Year Award in the medium size food establishment category because of their commitment to recycling and to the future of our City; and,

WHEREAS, Barbara Young, as owner of Sparky's, understands the tangible benefits to increasing recycling and reducing garbage, and is a model for others to follow because of her dedication to ensuring that Sparky's recycles; now, therefore, be it

RESOLVED, That Barbara Young, Owner and Sparky's be commended for winning the CORY Award for three years in a row.

SUPERVISOR BEVAN DUFTY
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041378 **Date Passed:**

Resolution commending Sparky's Diner for winning a CORY, Commercial Recycler of the Year Award, for the third year in a row.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041378

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041379 RESOLUTION NO. 627-04

[Commemorative Plaque Designation – Haight Street Walk of Fame]

Resolution designating the public right of way from Central Avenue to Stanyan Street along Haight Street as eligible for the installation and maintenance of commemorative plaques, pursuant to Public Works Code Sections 789.2(a). In order to honor the musicians, artists, writers and other individuals that have contributed to the musical, artistic, and cultural heritage of the Haight District and the greater San Francisco Bay Area, identifying this area as the "Haight Street Walk of Fame."

WHEREAS, The Haight-Ashbury Merchants Association, has proposed a commemorative walkway from Central Avenue to Stanyan Street on Haight Street to provide an illustrative and educational experience that highlights the Bay Area's dynamic musical and artistic heritage; and,

WHEREAS, The proposed walkway will be identified as the "Haight Street Walk of Fame" and will be located along and upon the sidewalk on Haight Street between Central Avenue and Stanyan Street; and,

WHEREAS, The Haight Street Walk of Fame will exemplify the spirit of the historic Haight-Ashbury district, and will convey to pedestrians the vibrant musical traditions, rich artistic and literary heritage and cultural diversity that are continuing attractions of contemporary San Francisco; and,

WHEREAS, There are multiple public benefits to be realized from designation of the Haight Street Walk of Fame, including increased revenues from tourism and recognition of the historic Haight-Ashbury District as a unique public landmark for the enjoyment of music, culture, and the arts; and,

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WHEREAS, To visually communicate the significance of the Haight Street Walk of Fame, the Haight-Ashbury Merchants Association proposes to place permanent plaques at strategic points of view, evenly distributed along the walkway; and,

WHEREAS, Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance, provides a procedure for the City to authorize the installation and placement of commemorative plaques; and

WHEREAS, The Haight-Ashbury Merchants Association proposes to unveil commemorative plaques along the Haight Street Walk of Fame to acknowledge and celebrate the significant contributions of Jerry Garcia, Janis Joplin, the Grateful Dead, and Ken Kesey to the Haight District's history and the greater Bay Area's musical and artistic heritage; and,

WHEREAS, The Haight-Ashbury Merchants Association will secure funding to cover the costs of installing and maintaining the plaques and associated sidewalk along the Haight Street Walk of Fame; and,

WHEREAS, The maintenance of the commemorative plaques and the sidewalks within which they will be installed shall be the subject of a maintenance agreement to be approved by the Director of Public Works and the City Attorney's Office; and

WHEREAS, The Board of Supervisors urges The Civic Design Review Committee of the Art Commission to approve the placement and design of the commemorative plaques; and,

WHEREAS, The Board of Supervisors urges the Department of City Planning and the Landmarks Preservation Advisory Board to approve the placement and design of the commemorative plaques, having found; and,

WHEREAS, The Board of Supervisors urges the Department of Public Works to approve the placement and design of the commemorative plaques; now, therefore be it,

RESOLVED, That the San Francisco Board of Supervisors pursuant to the Public Works Code Section 789.2(a), does hereby designate the public right of way existing in the area in between Central Avenue and Stanyan Street on Haight Street, to be eligible for the installation and maintenance of commemorative plaques that honor musicians, artists, writers and other individuals that have contributed to the cultural heritage and historical significance of the Haight-Ashbury district and of the San Francisco Bay Area; and, be it

FURTHER RESOLVED, That the area along and upon this public right of way is hereby identified as the "Haight Street Walk of Fame."

FILE NO. 041379 RESOLUTION NO. 627-04

[Commemorative Plaque Designation – Haight Street Walk of Fame]

Resolution designating the public right of way from Central Avenue to Stanyan Street along Haight Street as eligible for the installation and maintenance of commemorative plaques, pursuant to Public Works Code Sections 789.2(a). In order to honor the musicians, artists, writers and other individuals that have contributed to the musical, artistic, and cultural heritage of the Haight District and the greater San Francisco Bay Area, identifying this area as the "Haight Street Walk of Fame."

WHEREAS, The Haight-Ashbury Merchants Association, has proposed a commemorative walkway from Central Avenue to Stanyan Street on Haight Street to provide an illustrative and educational experience that highlights the Bay Area's dynamic musical and artistic heritage; and,

WHEREAS, The proposed walkway will be identified as the "Haight Street Walk of Fame" and will be located along and upon the sidewalk on Haight Street between Central Avenue and Stanyan Street; and,

WHEREAS, The Haight Street Walk of Fame will exemplify the spirit of the historic Haight-Ashbury district, and will convey to pedestrians the vibrant musical traditions, rich artistic and literary heritage and cultural diversity that are continuing attractions of contemporary San Francisco; and,

WHEREAS, There are multiple public benefits to be realized from designation of the Haight Street Walk of Fame, including increased revenues from tourism and recognition of the historic Haight-Ashbury District as a unique public landmark for the enjoyment of music, culture, and the arts; and,

WHEREAS, To visually communicate the significance of the Haight Street Walk of Fame, the Haight-Ashbury Merchants Association proposes to place permanent plaques at strategic points of view, evenly distributed along the walkway; and,

WHEREAS, Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance, provides a procedure for the City to authorize the installation and placement of commemorative plaques; and

WHEREAS, The Haight-Ashbury Merchants Association proposes to unveil commemorative plaques along the Haight Street Walk of Fame to acknowledge and celebrate the significant contributions of Jerry Garcia, Janis Joplin, the Grateful Dead, and Ken Kesey to the Haight District's history and the greater Bay Area's musical and artistic heritage; and,

WHEREAS, The Haight-Ashbury Merchants Association will secure funding to cover the costs of installing and maintaining the plaques and associated sidewalk along the Haight Street Walk of Fame; and,

WHEREAS, The maintenance of the commemorative plaques and the sidewalks within which they will be installed shall be the subject of a maintenance agreement to be approved by the Director of Public Works and the City Attorney's Office; and

WHEREAS, The Board of Supervisors urges The Civic Design Review Committee of the Art Commission to approve the placement and design of the commemorative plaques; and,

WHEREAS, The Board of Supervisors urges the Department of City Planning and the Landmarks Preservation Advisory Board to approve the placement and design of the commemorative plaques, having found; and,

WHEREAS, The Board of Supervisors urges the Department of Public Works to approve the placement and design of the commemorative plaques; now, therefore be it,

RESOLVED, That the San Francisco Board of Supervisors pursuant to the Public Works Code Section 789.2(a), does hereby designate the public right of way existing in the area in between Central Avenue and Stanyan Street on Haight Street, to be eligible for the installation and maintenance of commemorative plaques that honor musicians, artists, writers and other individuals that have contributed to the cultural heritage and historical significance of the Haight-Ashbury district and of the San Francisco Bay Area; and, be it

FURTHER RESOLVED, That the area along and upon this public right of way is hereby identified as the "Haight Street Walk of Fame."

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041379 **Date Passed:**

Resolution designating the public right of way from Central Avenue to Stanyan Street along Haight Street as eligible for the installation and maintenance of commemorative plaques, pursuant to Public Works Code Sections 789.2(a). In order to honor the musicians, artists, writers and other individuals that have contributed to the musical, artistic, and cultural heritage of the Haight District and the greater San Francisco Bay Area, identifying this area as the "Haight Street Walk of Fame."

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041379

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Oct. 14, 2004
Date Approved

Mayor Gavin Newsom

As Amended in Board 10/05/04

FILE NO. 041380 RESOLUTION NO. 628-04

[James A. Johnston Day]

Resolution declaring September 7, 2004 as "James A. Johnston Day" in the City and County of San Francisco.

WHEREAS, James A. Johnston was a civic minded San Franciscan; and,

WHEREAS, James A. Johnston was a founding member of the San Francisco Advertising Club, the San Francisco Rotary Club, and the Commonwealth Club, and also held memberships in the Elks Club and the Olympic Club; and,

WHEREAS, James A. Johnston ran in the 1907 Board of Supervisors' election and was endorsed by the Democratic Party, the Independent Party and the Good Government League Party; and,

WHEREAS, James A. Johnston served on the Board of Supervisors for one term, helping to put San Francisco back on its feet after the earthquake of 1906; and,

WHEREAS, In 1933, James A. Johnston was asked by the Attorney General of the United States to set up, open and run Alcatraz Island Federal Penitentiary, which he served with distinction for fourteen years; and,

WHEREAS, September 7, 2004 is the 50th anniversary of the death of James A. Johnston; now, therefore, be it

RESOLVED, That the Board of Supervisors declares September 7, 2004 as "James A. Johnston Day" in the City and County of San Francisco.

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041380 **Date Passed:**

Resolution declaring September 7, 2004 as "James A. Johnston Day" in the City and County of San Francisco.

—

October 5, 2004 Board of Supervisors — AMENDED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

October 5, 2004 Board of Supervisors — ADOPTED AS AMENDED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041380

I hereby certify that the foregoing Resolution was ADOPTED AS AMENDED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

10.14.2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041381 RESOLUTION NO. 629-04

[Declaring October 2004 to be "Domestic Violence Awareness Month"]

Resolution declaring October 2004 to be "Domestic Violence Awareness Month" in the City and County of San Francisco.

WHEREAS, Violence against women and girls in contemporary U.S. society is pervasive, and all women and girls are potential targets of violence regardless of whether they are rich or poor, disabled or able-bodied, heterosexual or lesbian, of a particular age, or a member of a particular ethnic, cultural or religious group; and,

WHEREAS, Domestic Violence is a problem of epidemic proportions in our country and community; and,

WHEREAS, Domestic Violence has been defined to include physical, emotional, sexual, psychological, and/or financial abuse or control; and,

WHEREAS, Domestic Violence Awareness Month evolved from the first Day of Unity observed in October 1981 by the National Coalition Against Domestic Violence; and,

WHEREAS, In October 1987 the first Domestic Violence Awareness Month was observed; and,

WHEREAS, In 1989 the first Domestic Violence Awareness Month Commemorative Legislation was passed by the United States Congress; now, therefore, be it

RESOLVED, That the Board of Supervisors declares October 2004 to be "Domestic Violence Awareness Month " in the City and County of San Francisco.

Supervisor Ma Duffy
BOARD OF SUPERVISORS

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Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041381 **Date Passed:**

Resolution declaring October 2004 to be "Domestic Violence Awareness Month" in the City and County of San Francisco.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041381

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041383 RESOLUTION NO. 630-04

[Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of the Department of Public Works to accept and expend state grant funds for FY 2004-05 totaling $630,000 for various pedestrian and bicycle improvements in San Francisco.]

Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling $630,000 for FY 2004-05 for various pedestrian and bicycle projects in the City and County of San Francisco.

WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities Code (PUC) Section 99200 et seq. authorizes the submission of claims to a regional transportation planning agency for the funding of projects exclusively for the benefit and/or use of pedestrians and bicyclists; and,

WHEREAS, The Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC Resolution No. 875, Revised, entitled "Transportation Development Act, Article 3, Pedestrian/Bicycle Projects," which delineates procedures and criteria for submission of requests for allocation of "TDA Article 3" funding; and

WHEREAS, MTC Resolution No. 875, Revised requires that requests for the allocation of TDA Article 3 funding be submitted as part of a single, countywide coordinated claim from each county in the San Francisco Bay region; and,

WHEREAS, the Departments of Parking and Traffic and Public Works of the City and County of San Francisco are eligible to request allocations of TDA Article 3 funds to support various pedestrian and bicycle improvements as described below; and,

WHEREAS, The Department of Parking and Traffic has identified $31,500 in work to implement various bicycle safety projects such as safety brochures, maps, a public outreach

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campaign related to the new bicycle pavement arrows ("sharrows"), and advertising to be funded from Fiscal Year 2004-05 TDA Article 3 funds; and,

WHEREAS, The Department of Parking and Traffic has identified $95,000 to purchase and install bicycle racks at various locations in San Francisco as requested by the public to be funded from Fiscal Year 2004-05 TDA Article 3 funds; and,

WHEREAS, The Department of Parking and Traffic has identified $188,500 to implement various bicycle facility projects, such as striping and signing Class II bikeways (bike lanes), improving Class III bikeways (bike routes) by widening curb lanes and painting sharrows (especially on roadways with heavy traffic volumes and narrow lanes) at various locations in San Francisco as recommended in the San Francisco Bicycle Plan to be funded from Fiscal Year 2004-05 TDA Article 3 funds; and,

WHEREAS, The Municipal Transportation Agency Board of Directors adopted Resolution No. 04-087 at its June 15, 2004 meeting authorizing the Executive Director of the Department of Parking and Traffic or his designee to execute documents necessary to apply for, accept and expend $315,000 of Fiscal Year 2004-05 TDA Article 3 funds for various bicycle and pedestrian projects and programs; and,

WHEREAS, The Department of Public Works has identified $200,000 in work for the preliminary engineering and design of curb ramps to be constructed at various locations throughout San Francisco as required by the federal Americans with Disabilities Act to be funded from Fiscal Year 2004-05 TDA Article 3 funds; and,

WHEREAS, The Department of Public Works has identified $115,000 in work to repair public sidewalks at various locations throughout San Francisco to be funded from Fiscal Year 2004-05 TDA Article 3 funds; and,

WHEREAS, The Planning Department has determined that the actions contemplated in this Resolution are in compliance with the California Environmental Quality Act (California

Public Resources Code sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. and is incorporated herein by reference; and,

WHEREAS, there is no pending or threatened litigation that might adversely affect these projects or that may impair the ability of the Departments to carry out these projects; and,

WHEREAS, Indirect costs are ineligible according to state rules and regulations; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby authorize the Director of the Department of Public Works and the Executive Director of the Department of Parking and Traffic to accept and expend up to $630,000 in state TDA Article 3 funds for FY 2004-05 for various pedestrian and bicycle projects and to execute all documents therefor.

Recommended:

Bond M. Yee
Acting Executive Director, Parking and Traffic

Edwin M. Lee
Director of Public Works

Approved: _____
Mayor

Approved: _____
Controller

Departments of Parking and Traffic & Public Works

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041383 **Date Passed:**

Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling $630,000 for FY 2004-05 for various pedestrian and bicycle projects in the City and County of San Francisco.

—

October 5, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041383

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041396 RESOLUTION NO. 631-04

[Proclaiming October 14, 2004, Bindlestiff Studio Day in San Francisco.]

Resolution proclaiming October 14, 2004 as Bindlestiff Studio Day.

WHEREAS, Bindlestiff Studio is the only permanent Filipino-American performing arts space in the United States; and

WHEREAS, Since 1989, Bindlestiff Studio has served as a community and artistic hub in the heart of San Francisco's South of Market (SOMA) neighborhood; and,

WHEREAS, Bindlestiff Studio continues to be widely regarded as the Northern California center for Filipino-American performing arts; and,

WHEREAS, The mission of Bindlestiff Studio is to cultivate emerging and established artists who reflect and celebrate the diverse values, traditions, and histories of the Pilipino and Filipino-American culture through bold artistic expression of visual art, spoken word, film, theater, and music; and,

WHEREAS, Bindlestiff Studio will celebrate Filipino-American History Month with special performances from local Filipino-American artists on October 14, 2004; and,

WHEREAS, Bindlestiff Studio aims to provide a permanent, community-based venue dedicated to the continued cultivation of emerging and established artists who reflect the diversity of the Filipino-American culture; and,

WHEREAS, Bindlestiff Studio redefines the boundaries of social and artistic expression through their creative risk-taking and commitment to the Pilipino and Filipino-American values of family, community, and knowledge sharing; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors proclaims October 14th, 2004, as Bindlestiff Studio Day.

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Tails

Resolution

City Hall
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San Francisco, CA 94102-4689

File Number: 041396 **Date Passed:**

Resolution proclaiming October 14, 2004 as Bindlestiff Studio Day.

—

October 5, 2004 Board of Supervisors — ADOPTED
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041396

I hereby certify that the foregoing Resolution was ADOPTED on October 5, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

October 14, 2004
Date Approved

Mayor Gavin Newsom

FILE NO. 041098 RESOLUTION NO. 632-04

[Accept-Expend Federal Grant]

Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of $339,964 from the United States Department of Justice, Violence Against Women Office for Safe Havens.

WHEREAS, The purpose of the Safe Havens program is to enhance and increase the availability of existing community resources for the safe visitation and exchange of children for divorced or separated families in which domestic violence, child abuse, sexual assault or stalking is present; and,

WHEREAS, The original Safe Havens grant of $350,000 from the Violence Against Women Office was for a two-year period October 1, 2002 through September 30, 2004 and was administered by the SafeStart Initiative of the Department of Children, Youth, & Their Families; and,

WHEREAS, The second Safe Havens grant of $339,964 from the Violence Against Women Office for the two-year period October 1, 2004 through September 30, 2006 will be administered by the SafeStart Initiative of the Department of Children, Youth, & Their Families; and,

WHEREAS, The City has previously accepted a federal grant for the SafeStart Initiative to reduce the incidence and impact of violence on families with young children through service delivery, systems change, and policy development, and the Department has also directed local funding to support the Initiative; and,

WHEREAS, The Safe Havens program represents another step in developing the unique partnership between the City and County of San Francisco and the federal government in creating a comprehensive and community-based effort to combat domestic,

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family, and intimate partner violence which includes funding for Rally Family Visitation Services of Saint Francis Memorial Hospital and La Casa de las Madres; and,

WHEREAS, The funds will be used to enhance and expand services at Rally Family Visitation Services of St. Francis Memorial Hospital for safe visitation and exchange of children by and between custodial and non-custodial parents with a history of domestic violence, child abuse, sexual assault, or stalking, except children in foster care, kinship care, or protective custody of courts or social service agencies; and,

WHEREAS, The Department proposes to maximize the use of available grant funds on program expenditures by not including indirect costs in the grant budget; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in the grant budget; and be it

FURTHER RESOLVED, That the $339,964 from the Violence Against Women Office will be the only allocation of funds; and be it

FURTHER RESOLVED, That the City and County of San Francisco will contract with Rally Family Visitation Services of St. Francis Memorial Hospital for provision of Safe Havens program services; and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby authorizes the Department of Children, Youth, & Their Families to accept and expend the $339,964 from the Violence Against Women Office.

Recommended:

Department Head

Approved: _____
Mayor

Approved: _____
Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041098 **Date Passed:**

Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of $339,964 from the United States Department of Justice, Violence Against Women Office for Safe Havens.

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041098

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041236 RESOLUTION NO. 633-04

[Liquor License, 580 Sutter Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from One Sansome Street to 580 Sutter Street (District 6) to Clint Worden for Plan B Bar Inc. will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with section 23958.4 of the California Business and Professions Code, with conditions.

WHEREAS, Clint Worden is seeking transfer of a Type 48 on-sale general public premises license for Plan B Bar Inc., located at 580 Sutter Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved with conditions; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the transfer of a Type 48 on-sale general public premises license from One Sansome Street to 580 Sutter Street (District 6) for Clint Worden for Plan B Bar Inc. will serve the public convenience and necessity of the people of the City and County of San Francisco, with conditions.

Conditions: (1) The premises shall be maintained as a bona fide art gallery (a room or building devoted to the exhibition of works of art) with the sale of beer, wine and distilled spirits as an incidental part of the operation. The premises shall be used for no other purpose.

City Services Committee

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(2) The petitioner(s) shall stock and offer for sale a substantial assortment of art and/or merchandise commonly associated with and sold to persons in the community.

(3) The sale of alcoholic beverages for consumption off the premises is strictly prohibited.

(4) The petitioner(s) shall be responsible for maintaining the area adjacent to the premises over which they have control free of litter and loitering.

(5) No noise shall be audible beyond the area under control of the licensee.

(6) At any time the premises are providing live entertainment, the petitioner(s) shall provide security personnel that shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents. Said personnel shall be clothed in such a manner as to be readily identifiable as security.

(7) The petitioner(s) shall not display any magazine, video, printed or painted material which contains pictures depicting:

*Acts or simulated acts or sexual acts, which are prohibited by law.

*Any person being touched, caressed or fondled in a manner prohibited by law.

*Scenes wherein artificial devices or inanimate objects are employed to depict, or drawings are employed to portray, any other prohibited activities described above.

(8) No pool or billiard tables may be maintained on the premises.

(9) There shall be no coin operated games or video machines upon the premises at anytime.

(10) There shall be no exterior advertising or signs of any type, including advertising to the exterior from within, promoting or indicating the availability of alcoholic

beverages. Interior displays of alcoholic beverages or signs which are clearly visible to the exterior shall constitute a violation of this condition.

(11) Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 12:00 p.m. to 1:30 a.m. Tuesday through Saturday and 12:00 p.m. to 12:00 a.m. (midnight) Sunday and Monday.

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

City and County of San Francisco

Tails

Resolution

File Number: 041236 **Date Passed:**

Resolution determining that the transfer of a Type 48 on-sale general public premises license from One Sansome Street to 580 Sutter Street (District 6) to Clint Worden for Plan B. Bar Inc. will serve the convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041236

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

As amended in committee
October 6, 2004.

FILE NO. 041319 RESOLUTION NO. 634-04

[Authorize the San Francisco Public Utilities Commission General Manager to execute the First Amendment to the Sewer Service Utility Contract with The Presidio Trust for the purpose of extending the contract term by ~~twelve (12)~~ six (6) months through ~~September~~ March 30, 2005.]

Resolution authorizing the San Francisco Public Utilities Commission General Manager to execute the First Amendment to the Sewer Service Utility Contract (No. 1443CX061094018) with The Presidio Trust for the purpose of extending the existing contract term by ~~twelve (12)~~ six (6) months through ~~September~~ March 30, 2005.

WHEREAS, On September 28, 1994, the City and County of San Francisco and the National Park Service entered into Sewer Service, Utility Contract No. 1443CX061094018 for The Presidio; and

WHEREAS, The term of Sewer Service, Utility Contract No. 1443CX061094018 is set to expire on September 30, 2004; and

WHEREAS, The SFPUC and The Presidio Trust require additional time to prepare and negotiate a new sewer service contract prior to the expiration of the existing sewer service contract; and

WHEREAS, The negotiation of the new sewer service contract between the SFPUC and The Presidio Trust may include, but is not limited to, the discussion of the following mutually-beneficial systems augmentations (1) expansion of The Presidio Trust recycled water program to provide irrigation water to the San Francisco Recreation & Park Department facilities at the Marina Green and the Palace of Fine Arts, (2) establishment of inter-tie facilities to increase reliability of both agencies' water systems, (3) development of a Presidio Trust reservoir rehabilitation project to provide increased storage capacity for The Presidio Trust and provide San Francisco with additional fire protection; (4) identification of joint

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stewardship responsibilities for the Lobos Creek Watershed; and (5) development of a sewer capacity fee schedule for new developments within the jurisdiction of The Presidio Trust; and

WHEREAS, The First Amendment to the Sewer Service, Utility Contract (No. 1443CX061094018) is on file with the Clerk of the Board of Supervisors in File No. 041319; and

WHEREAS, Pursuant to the San Francisco Charter, execution of this contract amendment requires Board of Supervisors approval; and

WHEREAS, On September 14, 2004 the SFPUC passed Resolution No. 04-0149 urging the San Francisco Board of Supervisors to approve the execution of The First Amendment to the Sewer Service, Utility Contract (No. 1443CX061094018), now, therefore, be it

RESOLVED, That the Board of Supervisors hereby authorizes the San Francisco Public Utilities Commission General Manager to execute the First Amendment to the Sewer Utility Service Contract (No. 1443CX061094018) with The Presidio Trust for the purpose of extending the original contract term for ~~twelve (12)~~ six (6) months through ~~September~~ March 30, 2005 to provide additional time for the San Francisco Public Utilities Commission and The Presidio Trust to re-negotiate a sewer service utility contract.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041319 **Date Passed:**

Resolution authorizing the San Francisco Public Utilities Commission General Manager to execute the First Amendment to the Sewer Service Utility Contract (No. 1443CX061094018) with The Presidio Trust for the purpose of extending the existing contract term by six (6) months through March 30, 2005.

—

September 28, 2004 Board of Supervisors — REFERRED: Finance and Audits Committee

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041319

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041337 RESOLUTION NO. 635-04

[Accept-Expend Federal/State Pass Through Grant]

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $4,257 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education.

WHEREAS, The California State Library's Public Library Staff Education Program is dedicated to providing tuition reimbursement for library staff pursuing a degree or certification in Library Science; and,

WHEREAS, Four non-professional employees of the Public Library applied to the California State Library to participate and receive specific tuition reimbursement amounts and four were accepted into the program; and,

WHEREAS, The California State Library has awarded $4,257 to the Public Library to reimburse the students/employees for Summer 2004 tuition fees; and,

WHEREAS, Students/employees will provide official transcripts and registration fee receipts as evidence of completing said classes prior to receiving reimbursement; and,

WHEREAS, The Public Library has a goal of promoting equal access to professional development opportunities for all employees; and,

WHEREAS, The grant budget includes provision for indirect costs of $387; now, therefore, be it

RESOLVED, That the Public Library be authorized to accept and expend $4,257 awarded by the California State Library to reimburse Library Science education tuition fees for participating employees.

SUPERVISOR DUFTY
PUBLIC LIBRARY
BOARD OF SUPERVISORS

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PUBLIC LIBRARY

Recommended:

Department Head

Approved:

Mayor

Approved:

Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041337 **Date Passed:**

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $4,257 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041337

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay

for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041405 RESOLUTION NO. 636-04

[Binational Health Week]

Resolution declaring October 11 to 18, 2004 as Binational Health Week and urges the people of San Francisco County to join the people of Mexico and all Californians of Mexican origin in observing and participating Binational Health Week

WHEREAS, The Secretariat of Health and the Secretariat of Foreign Relations of the United Mexican States, the California State Department of Health Services, the Health Commission of the Institute for Mexicans Abroad (IME), the United States-Mexico Border Health Commission, and the University of California, California-Mexico Health Initiative (CMHI), have recognized the necessity of improving access to health services to migrant and immigrant workers and their families in the State of California; and

WHEREAS, Migrants laborers and immigrants of Mexican origin and their families have limited access to health care; and

WHEREAS, According to the 2000 United States Census, of the 8.45 million people of Mexican origin living in California, 3.7 million were born in Mexico; and

WHEREAS, Seventy-seven percent (77%) of Latinos in California are of Mexican origin and of the total population of Mexican immigrants living in the United States, forty-four percent (45%) of the in are in California; and

WHEREAS, Ninety-one percent (91%) of California's hired agricultural workers were born in Mexico and improving the health of mobile populations requires multiple approaches in service design, delivery, funding priorities, and most fundamentally, requires strong binational commitment; and

WHEREAS, In October 2001, 2002, and 2003, the California-Mexico Health Initiative (CMHI), a program of the California Policy Research Center, the University of California Office of the President and partnering organizations convened the first three Binational Health Weeks, an unprecedented effort overseen by multi-agency task forces, which conducted health promotion activities involving over 500 of community-based organizations from 22 California counties and 8 Mexican states; and

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WHEREAS, Over 1,000 people participated in planning and implementing activities, and over 70,000 people received direct health care services during the 2003 Binational Health Week; and

WHEREAS, Binational Health Week reflects coordinated efforts between California and Mexico to improve the quality of life of immigrant families by expanding their access to health care, increasing their health insurance coverage, and reducing their unmet health needs; and

WHEREAS, the California-Mexico Health Initiative (CMHI) operates in California, and in the states of origin of workers in Mexico; and

WHEREAS, Binational Health Week is a bilateral collaborative effort between CMHI and the Mexican Secretary of Health (SSA) and Foreign Affairs (SRE), with the active participation of state and local organizations. In California, the Department of Health Services (DHS), border-health organizations, Mexican consulates, the Latino Legislative Caucus, community clinics and community-based organizations endorse this effort; and

WHEREAS, The objective of Binational Health Week is to generate a dynamic dialogue between California and Mexico representatives, and the CMHI vision is that "the health of California is the health of its immigrants"; and

WHEREAS, California and Mexico share a population, and they need to share common strategies to address this population's health needs; now, therefore, be it

RESOLVED, That the San Francisco County Board of Supervisors declare October 11 to 18, 2004 as Binational Health Week and urges the people of San Francisco County to join the people of Mexico and all Californians of Mexican origin in observing and participating Binational Health Week.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041405 **Date Passed:**

Resolution declaring October 11 to 18, 2004 as Binational Health Week and urges the people of San Francisco County to join the people of Mexico and all Californians of Mexican origin in observing and participating Binational Health Week.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041405

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041409 RESOLUTION NO. 637-04

[Resolution honoring the Jewish Community Relations Council.]

Resolution honoring the Jewish Community Relations Council.

WHEREAS, the Jewish Community Relations Council (JCRC) of San Francisco, as well as Peninsula, Marin, Sonoma, Alameda and the Contra Costa Counties, celebrates 60 years of service as the central public affairs arm of the organized Jewish community; and

WHEREAS, the JCRC represents more than 80 synagogues and Jewish organizations in the Bay Area on issues that impact the rights and protection of Jews as individuals and as a community, and fights for equal rights for all San Franciscans; and

WHEREAS, the JCRC has enabled numerous successes in the areas of social justice, intergroup and interfaith dialogue and education, which include the Jewish Coalition for Literacy, the Isaiah Project, and the rescue of Ethiopian and Russian Jews; and

WHEREAS, the JCRC has been instrumental in the founding of the Council for Civic Unity, the Bay Area Human Rights Clearing House, the Mental Health Association, the Intergroup Clearinghouse, the Interfaith Conference on Religion and Race, and the Interfaith Council; and

WHEREAS, the JCRC been a leader in helping to shape city wide campaigns working towards the development the multi-cultural character that San Francisco is known for; and

WHEREAS, the JCRC has created this amazing legacy with the leadership of only three executive directors in its 60 year tenure, Earl Raab, Rita Semel, and Doug Kahn; now therefore be it

RESOLVED, that the Board of Supervisors of the City and County of San Francisco honors the Jewish Community Relations Council of San Francisco, and Peninsula, Marin, Sonoma, Alameda and the Contra Costa Counties for its 60 years of service.

Dufty, Peskin, Ma, Alioto-Pier
BOARD OF SUPERVISORS

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Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041409 **Date Passed:**

Resolution honoring the Jewish Community Relations Council.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041409

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041410 RESOLUTION NO. 638-04

[Commending Debra Lehane.]

Resolution commending Debra Lehane on the occasion of her retirement.

WHEREAS, Debra Lehane served the City and County of San Francisco with distinction for seventeen years as Program Director of the Civic Art Collection at the San Francisco Arts Commission; and

WHEREAS, Debra Lehane provided excellent care and maintenance of the City's art collection with her distinctive verve, attention to detail, and uncommon dedication; and

WHEREAS, Debra Lehane instituted a collections management system for the City and County of San Francisco where none had previously existed; and

WHEREAS, Debra Lehane managed one of the largest and most complex monument movings with the relocation of the Pioneer Monument in order for the City to build the New Main Library in Civic Center; and

WHEREAS, Debra Lehane skillfully led the restoration of numerous City treasures including Lotta's Fountain, the first official gift of artwork to the City; the historic WPA murals at Coit Tower and the Beach Chalet; and the Fountain of the Tortoises in Huntington Park, a project which was acknowledged with an award by San Francisco Beautiful; and

WHEREAS, Debra Lehane dramatically enhanced the public spaces of the City and served many City officials and Departments through the administration of an art loan program; and

WHEREAS, Debra Lehane initiated the Adopt-A-Monument program to restore and conserve the public sculptures located in Golden Gate Park; now, therefore be it

RESOLVED, That the Board of Supervisors extends its deepest appreciation to Debra Lehane on the occasion of her retirement from the City and County of San Francisco.

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Resolution

City Hall
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File Number: 041410 **Date Passed:**

Resolution commending Debra Lehane on the occasion of her retirement.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041410

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Sulberger
for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041411 RESOLUTION NO. 639-04

[Supporting applications for the State funding of the Museum of the African Diaspora]

Resolution urging support for the Museum of the African Diaspora by the California Cultural and Historical Endowment.

WHEREAS, The Museum of the African Diaspora ("Museum") will be a world class museum that utilizes the art, culture, and history of individuals of African heritage in California and worldwide; and

WHEREAS, The Museum's mission is to connect all people through understanding the culture and history of the African Diaspora; and,

WHEREAS, Planning for the Museum began in 2001, involving dozens of local and nationally known scholars and community leaders as well as cultural institutional management, architectural, and design contractors to ensure the Museum's success; and,

WHEREAS, Construction to build the museum is slated to start in December, 2004; and,

WHEREAS, The Museum is securing funds to build the exhibition, education, and public events spaces of the new facility; and,

WHEREAS, The Museum has received funding to support these projects from the Redevelopment Agency, Hewlett Packard, Carpenter & Carpenter Foundation, and is applying for funds from the California Cultural and Historical Endowment; and,

WHEREAS, Thse funds will be used to build a Celebrations Immersive Theater, and Exhibit on Slavery, a Human Timeline, an active photographic Diaspora Mosaic mural, and a Freedom – Decision Theater; and,

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WHEREAS, It is anticipated that this institution will become one of the world's pre-eminent institutions relating the culture and history of African Americans and individuals of African descent around the world; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisor supports funds to complete the Museum, and endorses the Museum's application for funding from the California Cultural and Historical Endowment of the State of California.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041411 **Date Passed:**

Resolution urging support for the Museum of the African Diaspora by the California Cultural and Historical Endowment.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041411

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay

Gloria L. Young
Clerk of the Board

10/22/04

Date Approved

Mayor Gavin Newsom

FILE NO. 041412 RESOLUTION NO. 640-04

[Resolution commending the Golden Gate Business Association, on the occasion of their 30th anniversary]

Resolution commending the Golden Gate Business Association, on the occasion of their 30th anniversary.

WHEREAS, In 1974 the Golden Gate Business Association (GGBA) began as the nation's first business organization founded by gay and lesbian entrepreneurs; and

WHEREAS, For thirty years, GGBA has served as a dynamic voice for the Bay Area's Lesbian, Gay, Bisexual and Transgender (LGBT) businesses; and,

WHEREAS, The GGBA has built a network of outstanding LGBT businesses with significant value for our City's economy and a strong voice with the Mayor, Board Supervisors, San Francisco Chamber of Commerce, San Francisco Convention and Visitor's Bureau, and other key business institutions; and,

WHEREAS, The GGBA provides a sense of community for members doing business in today's rapidly changing and challenging marketplace; and,

WHEREAS, The GGBA recently launched the Tourism Advisory Program (TAP), a cooperative effort between the GGBA, the San Francisco Convention and Visitors Bureau, the San Francisco LGBT Community Center, and the San Francisco Lesbian, Gay, Bisexual, Transgender Pride Celebration Committees; and,

WHEREAS, The goal of this historic coalition is to create and maintain a coordinated campaign to attract LGBT tourists to San Francisco; and,

WHEREAS, The GGBA has established a newly formed partnership with the LGBT Community Center where GGBA's offices are now located, which is another exciting example of how organizations can work together for everyone's benefit; now, therefore, be it

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RESOLVED, As the GGBA celebrates its thirtieth year, the San Francisco Board of Supervisors commends the organization's commitment as the first and still pre-eminent Lesbian, Gay, Bisexual and Transgender Business Association.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041412 **Date Passed:**

Resolution commending the Golden Gate Business Association, on the occasion of their 30th anniversary.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041412

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041414 RESOLUTION NO. 641-04

[Supporting the California Cultural and Historical Endowment grant applications of the Recreation and Park Department.]

Resolution supporting the California Cultural and Historical Endowment grant applications to the California State Library Department in order to provide for funding for Sunnyside Conservatory Renovation, Harvey Milk Performing Arts Center, 24th and York Mini Park.

WHEREAS, The people the State of California have enacted the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 which provides funds to the State of California for the California Cultural and Historical Endowment (CCHE) Grant Program;and,

WHEREAS, The CCHE has determined that, of the $122 million in Proposition 40 funds available for the CCHE competitive grant program, up to $35 million will be made available for the first round of funding; and,

WHEREAS, The Recreation and Park Department has decided to apply for matching grants for Sunnyside Conservatory Renovation in the amount of $785,431, Harvey Milk Performing Arts Center in the amount of $1,000,000 and 24th Street/York Mini Park in the amount of $144,918; and

WHEREAS, The these projects fall within the guidelines of CCHE's charge to provide grants for the restoration, preservation and interpretation of California's historical and cultural resources; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby supports the California Cultural and Historical Endowment grant applications by the Recreation and Park Department for the Sunnyside Consevatory Renovation, Harvey Milk Performing Arts Center, 24thStreet and York Mini Park; and be it

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FURTHER RESOLVED, That the California Cultural and Historical Endowment is respectfully urged to give these applications its most serious consideration.

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File Number: 041414 **Date Passed:**

Resolution supporting the California Cultural and Historical Endowment grant applications to the California State Library Department in order to provide for funding for Sunnyside Conservatory Renovation, Harvey Milk Performing Arts Center, 24th and York Mini Park.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041414

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041415 RESOLUTION NO. 642-04

[Retirement of Shirley Wysinger - Commendation.]

Resolution expressing appreciation to Shirley R. Wysinger for 30 years of dedicated public service on the occasion of her retirement from the Redevelopment Agency of the City and County of San Francisco.

WHEREAS, Shirley R. Wysinger has devoted her career to public service, and

WHEREAS, Ms. Wysinger's work has worked to positively affect the Western Addition A-1 and A-2 Redevelopment Project Areas, the Hunters Point Redevelopment Project Area, the India Basin Redevelopment Project Area and the Fillmore Jazz Preservation District and the City and County of San Francisco, and

WHEREAS, Ms. Wysinger is a person of integrity, resourcefulness, enthusiasm, humor, and compassion who is widely recognized by the Western Addition for her abilities and contributions to this diverse community; now, therefore, be it

RESOLVED, That the Board of Supervisors joins the Redevelopment Agency of the City and County of San Francisco in recognizing the outstanding accomplishment of Shirley R. Wysinger, and be it

FURTHER RESOLVED, That the Board of Supervisors expresses its appreciation for her countless contributions and a sincere wish for success in her future endeavors.

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City Hall
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File Number: 041415 **Date Passed:**

Resolution expressing appreciation to Shirley R. Wysinger for 30 years of dedicated public service on the occasion of her retirement from the Redevelopment Agency of the City and County of San Francisco.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041415

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041417 RESOLUTION NO. 643-04

["Breast Cancer Awareness Month"]

Resolution declaring October 2004 to be "Breast Cancer Awareness Month" in the City and County of San Francisco.

WHEREAS, For twenty years National Breast Cancer Awareness Month(NBCAM) has been educating women about breast cancer detection, diagnosis and treatment; and,

WHEREAS, Early detection saves lives; and,

WHEREAS, The sooner breast cancer is detected, the less likely a woman will need highly invasive and uncomfortable treatments, and the more likely she will survive the disease; and,

WHEREAS, Today there are more than two million breast cancer survivors in the United States; and,

WHEREAS, Special populations at risk for breast cancer include minority and older women; and,

WHEREAS, In an effort to encourage women to have an annual mammography screening, the third Friday in October every year is National Mammography Day, first proclaimed by President Clinton in 1993; now, therefore, be it

RESOLVED, That the Board of Supervisors declares October 2004 to be "Breast Cancer Awareness Month " in the City and County of San Francisco.

Supervisor Ma, Maxwell, Alioto-Pier, Dufty
BOARD OF SUPERVISORS

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Resolution

City Hall
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File Number: 041417 **Date Passed:**

Resolution declaring October 2004 to be "Breast Cancer Awareness Month" in the City and County of San Francisco.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041417

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041418 RESOLUTION NO. 644-04

[San Francisco African American Historical & Cultural Society.]

Resolution recognizing and commending the San Francisco African American Historical & Cultural Society for their dedication and commitment to contributing to the development and growth of San Francisco's African American community.

WHEREAS, The San Francisco African American Historical & Cultural Society (the "Society") was founded in 1955 by James Herndon, Esq. and a group of young African American men and women who recognized the need for a forum where African Americans and others could come together to analyze, discuss devise strategies to address pertinent local, national and international issues; and,

WHEREAS, The Society is the lineal descendant of the Athenaeum Library Company, a literary society that was established by members of San Francisco's African American community in the 1850's; and,

WHEREAS, The Society's mission is to contribute to the growth and development of San Francisco's African American community by documenting and presenting true accounts of its history; promoting the study and appreciation of African American history and culture, particularly by African American youth; and by continuing to provide a discussion forum and African-American life and history; and,

WHEREAS, For the past 49years the Society has consistently presented exhibits and programs of the highest quality that accurately reflect the contributions of African Americans to the broader community; and,

WHEREAS, The Society's Library and Archives are an invaluable to educators, students, scholars, writers, film makers and the general public who seek accurate information

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and historic documents and artifacts that tell the story of African Americans in San Francisco; and,

WHEREAS, In 1958 the Society merged with the local chapter of the Association for Study of African American Life and History, and thereby becoming the official sponsor of Black History Month in San Francisco; and,

WHEREAS, Since 1991 the Society has sponsored the official kickoff to Black History Month in the Rotunda of City Hall; and,

WHEREAS, Over the years the Society and its members have been at the forefront of efforts to improve the quality of life for all San Franciscans; and,

WHEREAS, The Society is a membership organization, with membership open to all who support the Society's mission; and,

WHEREAS, The Society collaborates with institutions from other communities to present programs and exhibits that highlight the contributions of each group and demonstrate the values of collaboration and cooperation; and,

WHEREAS, The Society is best position to help African American and other youth develop a deeper appreciation of who they are, where they come from and where their responsibility to the community; and,

WHEREAS, Throughout its history the Society has hosted leading African and African American dignitaries during visits to San Francisco; and, be it

RESOLVED, That the City and County of San Francisco Board of Supervisor recognized and commend the San Francisco African American Historical & Cultural Society for their dedication and commitment to contributing to the growth and development of San Francisco's African American community.

City and County of San Francisco

Tails

Resolution

City Hall
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File Number: 041418 **Date Passed:**

Resolution recognizing and commending the San Francisco African American Historical & Cultural Society for their dedication and commitment to contributing to the development and growth of San Francisco's African American community.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041418

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041422 RESOLUTION NO. 645-04

[Commending Deputy City Attorney David Fernando Campos Miyares.]

Resolution commending David Fernando Campos Miyares for more than five years of exemplary public service to San Francisco as a Deputy City Attorney on the Litigation Team, the Government Team and the Energy and Telecommunications Team of the City Attorney's Office, and wishing him well in his future endeavors as General Counsel for the San Francisco Unified School District.

WHEREAS, The Board of Supervisors of the City and County of San Francisco wishes to honor David Fernando Campos Miyares who has given more than five years of dedicated and exemplary public service to San Francisco as a Deputy City Attorney, first under City Attorney Louise H. Renne and then under City Attorney Dennis J. Herrera, and who is now leaving the City Attorney's employment to serve as General Counsel for the San Francisco Unified School District; and,

WHEREAS, Mr. Campos has been one of the City's best and most effective lawyers, successfully representing the City in significant lawsuits and matters of great public interest, and has devoted his extraordinary talents to advising and representing the offices and officials of the City and County of San Francisco and the San Francisco Unified School District, including the Board of Supervisors, the Board of Education and the Public Utilities Commission; and,

WHEREAS, The City, its voters and residents have benefited tremendously from Mr. Campos' exemplary leadership and legal talents; and,

WHEREAS, Mr. Campos joined the City Attorney's Office in 1999 after two years of private legal practice, having graduated from Harvard University School of Law and having done his undergraduate work at Stanford University; and,

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WHEREAS, As a Deputy City Attorney on the Litigation Team, Mr. Campos represented the City in the landmark case against gun manufacturers; and,

WHEREAS, As a Deputy City Attorney on the Government Team, Mr. Campos represented the San Francisco Unified School District, advising the district on many complex matters, including the Federal Court desegregation consent decree; and

WHEREAS, For the past two years as a Deputy City Attorney on the Energy and Telecommunications Team, Mr. Campos has represented the City and County of San Francisco in a number of significant matters, including (i) the City's lawsuit against PG&E Corporation to recover $5 billion in ill-gotten profits that the company took from the utility and its ratepayers, (ii) the City's lawsuit against energy companies for market manipulation and price-gouging that cost California consumers tens of billions in excess energy costs, (iii) the City's battle with PG&E to preserve the City's right to serve electricity to the San Francisco Ferry Building, and (iv) the PG&E bankruptcy case; and,

WHEREAS, Mr. Campos has particularly distinguished himself by his ability to tackle new areas of law and quickly recognize the important issues, enabling him to effectively represent the City on a broad array of matters in the areas of consumer protection, public education and energy; and,

WHEREAS, Mr. Campos' intelligence, dedication, good humor, good sense and unfailing courtesy have made him a valued and trusted advisor to his clients throughout the City, but particularly at the San Francisco Public Utilities Commission and the San Francisco Unified School District; and,

WHEREAS, Mr. Campos' colleagues in the City Attorney's Office have valued him for his skill and proficiency in the work he produced, and for his astute judgment, strategic thinking, commitment to public service, calming influence, decency, integrity and – most of all – his friendship, and they will dearly miss him in the Office; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commends David Campos for more than five years of exemplary public service to the City and County, its voters and residents; and, be it

FURTHER RESOLVED, That the Board of Supervisors is grateful that Mr. Campos will remain in the City family and wishes him well in his future endeavors as General Counsel for the San Francisco Unified School District.

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

City and County of San Francisco

Tails

Resolution

File Number: 041422 **Date Passed:**

Resolution commending David Fernando Campos Miyares for more than five years of exemplary public service to San Francisco as a Deputy City Attorney on the Litigation Team, the Government Team and the Energy and Telecommunications Team of the City Attorney's Office, and wishing him well in his future endeavors as General Counsel for the San Francisco Unified School District.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041422

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay

for Gloria L. Young
Clerk of the Board

OCT 22 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041413 RESOLUTION NO. 646-04

[Resolution recognizing October 26, 2004 as the first annual Intersex Awareness Day.]

Resolution recognizing October 26, 2004 as the first annual Intersex Awareness Day.

WHEREAS, Approximately one in 2,000 children are born with visibly atypical (or "intersex") reproductive organs and more are born with similar conditions that are less apparent at birth; and

WHEREAS, The traditional medical protocol for treating intersex children is the surgical concealment of intersex bodies under the assumption that intersex bodies are abnormal and shameful; and

WHEREAS, Normalizing surgeries on intersex children are often pursued to alleviate parental anxieties even when they are not medically necessary; and

WHEREAS, Long-term studies of normalizing reconstructive surgeries have associated them with potentially harmful psychological and sexual long-term outcomes; and

WHEREAS, Since 1993, a number of adults who were subjected to these surgeries as children have organized to call for an end to shame, secrecy and medically unnecessary genital surgeries on children too young to participate in the medical decision-making; and

WHEREAS, The Human Rights Commission of San Francisco held the nation's first public hearing on the question of unwanted hormonal and surgical interventions in children born with ambiguous genitals; and

WHEREAS, Many people with intersex anatomies testified to the severe pain and suffering caused by the social and medical concealment of intersex bodies; now therefore be it

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RESOLVED, That the Board of Supervisors of the City and County of San Francisco applauds the effort of intersex patient advocates and their medical professional allies to end shame, secrecy and medically unnecessary genital surgeries on infants and children; and be it

FURTHER RESOLVED, that the Board of Supervisors of City and County of San Francisco recognizes October 26, 2004 as the first annual Intersex Awareness Day.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041413 **Date Passed:**

Resolution recognizing October 26, 2004 as the first annual Intersex Awareness Day.

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041413

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 28 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041416 RESOLUTION NO. 647-04

[Angel Island Immigration Station Restoration and Preservation Act.]

Resolution urging the San Francisco Congressional delegation to support the Angel Island Immigration Station Restoration and Preservation Act.

WHEREAS, The Angel Island Immigration Station Restoration and Preservation Act, authored by Representative Lynn Woolsey, H.R. 4469 would authorize federal support for ongoing efforts to restore the Angel Island Immigration Station, a site that is very important to the history of the nation's Asian American and immigrant communities; and,

WHEREAS,Most people consider Angel Island the "Ellis Island of the West" because more than one million immigrants entered and exited the United States through the Immigration Station between 1910 and 1940; and,

WHEREAS, Many of these immigrants came from Asia and suffered great challenges to become American citizens; and,

WHEREAS, Despite being a National Historic Landmark and one of America's Most Endangered Historic Places, this site has not received the same support and treatment as its better known counterpart, Ellis Island; and,

WHEREAS, The Angel Island Immigration Station played such a significant role in the immigration history for California and the nation that the California Legislature approved $400,000 for historic and preservation studies for the site in 1999, and California voters showed their support for the project by approving a ballot initiative and $15 million for its preservation, yet estimates for the completion of the restoration are at more than $45 million; and,

WHEREAS, The historical significance of the Immigration Station belongs not only to California, but also to the nation and while the State of California has already committed

Supervisor Ma, Maxwell, Dufty, Alioto-Pier, Daly
BOARD OF SUPERVISORS

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substantial resources toward the site's restoration it is time for the Federal government to do its' part; and,

WHEREAS, The Immigration Station is situated in a California state park, authorizing legislation is necessary to permit the use of Federal funds for its preservation and restoration work; and,

WHEREAS, The Angel Island Immigration Station Restoration and Preservation Act would do this by identifying an appropriation and an important use of federal funds; and,

WHEREAS, While the Act would not actually allocate any dollars, it is a necessary precursor to the allocation of federal funding; and,

WHEREAS, The Angel Island Immigration Station is a pivotal historical landmark for learning about the Asian American immigrant experience; and,

WHEREAS, The Federal government has a responsibility to help ensure that the legacy of the Immigration Station on Angel Island is preserved for generations to come; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urge the San Francisco congressional delegation to support the Angel Island Immigration Station Restoration and Preservation Act.

City and County of San Francisco

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1 Dr. Carlton B. Goodlett Place
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File Number: 041416 **Date Passed:**

Resolution urging the San Francisco Congressional delegation to support the Angel Island Immigration Station Restoration and Preservation Act.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041416

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Kay Gulbengay
for Gloria L. Young
Clerk of the Board

OCT 28 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041420 RESOLUTION NO. 648-04

[Urging Fair Labor Contract.]

Resolution urging residential building employers to negotiate a fair contract that enables residential workers to meet the rising cost of living and maintains their access to affordable health care for themselves and their families.

WHEREAS, Union Janitors, maintenance workers, and door attendants have for decades provided high quality services to the residents and owners of some of San Francisco's most beautiful neighborhoods, including Nob Hill, Russian Hill and Pacific Heights, including many workers who have served the same residents for 20 or 30+ years; and,

WHEREAS, According to the recent United Way of The Bay Area report "The Bottom Line," (www.theunitedway.org/news/news_bottomline.htm) adults with children pay a great portion of their take home pay on housing, transportation, utility costs and child care; and,

WHEREAS, Also according to "The Bottom Line," a single parent with one child needs to earn $23 to $24 per hour to meet the rising cost of living and health care in San Francisco; and,

WHEREAS, The Bay Area economy will be weakened by the continuing increase in the number of families that are struggling to pay for housing, child care and other basic needs; and,

WHEREAS, The ever-increasing cost of health care is directly undercutting the ability of working families to keep up with all their other basic expenses, such as housing, food, transportation and child care; and,

WHEREAS, Hundreds of SEIU Local 1877 residential janitors, maintenance workers and door attendants are currently negotiating a new contract with their employers; and,

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WHEREAS, Residential building employers are proposing that workers pay more than they already do of their health care costs, and are also proposing eliminating health care coverage for many part time employees; and,

WHEREAS, This would create great hardship for these hard-working San Francisco families and could have negative consequences on our city budget and our economy as a whole; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges residential building employers to negotiate a fair contract that enables residential workers to meet the rising cost of living and maintains their access to affordable health care for themselves and their families; and, be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco specifically calls on the Condominium and Cooperative Employers Council, who represent the owners of many of San Francisco's most elite multi-family residences, to provide livable wages, and maintain the employees' family health insurance coverage without putting higher health care costs on to families already struggling to make ends meet.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041420 **Date Passed:**

Resolution urging residential building employers to negotiate a fair contract that enables residential workers to meet the rising cost of living and maintains their access to affordable health care for themselves and their families.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041420

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

for Kay Gulbengay
Gloria L. Young
Clerk of the Board

10/26/04
Date Approved

Mayor Gavin Newsom

FILE NO. 041423 RESOLUTION NO. 649-04

[Resolution accepting a $25,000 gift from breretonArchitects and authorizing it's expenditure to develop supportive housing for seniors.]

Resolution accepting a gift in the amount of $25,000 from breretonArchitects, Inc. and authorizing its expenditure to develop supportive housing for seniors.

WHEREAS, The San Francisco architectural firm of breretonArchitects, Inc. has generously donated $25,000 to the City and County of San Francisco with the direction that the Mayor determine how the City shall use the gift; and

WHEREAS, The Mayor has determined that the gift shall be used to develop supportive housing for San Francisco's senior citizens through the Senior SRO program administered by the Department of Human Services; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the City to accept the gift of $25,000 from breretonArchitects, Inc. and for the Department of Human Services to expend the gift through the Senior SRO program.

Mayor
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041423 **Date Passed:**

Resolution accepting a gift in the amount of $25,000 from breretonArchitects, Inc. and authorizing its expenditure to develop supportive housing for seniors.

—

October 19, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041423

I hereby certify that the foregoing Resolution was ADOPTED on October 19, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

OCT 28 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 040563 RESOLUTION NO. 650-04

[San Jose Avenue/Guerrero Street Pedestrian Safety Improvements.]

Resolution establishing various traffic and parking changes on portions of San Jose Avenue, Cesar Chavez Street, and Dolores Street.

WHEREAS, San Jose Avenue is designated a Boulevard by the City and County of San Francisco and has the right to trees and pedestrian walkways proper to boulevards; and

WHEREAS, Many motorists behave as if San Jose Avenue and Guerrero Streets are a freeway or a freeway entrance ramp or exit ramp, thereby driving at great speeds; and

WHEREAS, The residents of San Jose Avenue and Guerrero Streets from Cesar Chavez to the I-280 freeway have since 1997 repeatedly petitioned for slower traffic speeds and safe pedestrian crossing on San Jose Avenue and Guerrero Street north of I-280; and

WHEREAS, Merchants on both sides of San Jose Avenue and Guerrero Streets suffer because pedestrians cannot safely arrive at their stores; and

WHEREAS, In May 1999 the Board of Supervisors urged the City to restore the Bernal Cut section of San Jose Avenue to its original beauty and promote a safe, efficient multipurpose boulevard; and

WHEREAS, In April 2004 the Planning Commission accepted the Draft Glen Park Plan which proposes to return San Jose Avenue between the Bernal Cut and I-280 to its original status as a neighborhood boulevard; and

WHEREAS, In December 2001 the Board of Supervisors established bicycle lanes on San Jose Avenue in the Bernal Cut to connect Bernal Heights and the Mission District with Glen Park and established traffic calming between Randall and Tiffany Streets; andWHEREAS, Striped bicycle lanes are believed to encourage increased and safer bicycling, as well as greater awareness of bicyclists among drivers; and

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WHEREAS, The conversion of part-time tow-away lane to a full-time parking lane addresses neighborhood parking needs; and

WHEREAS, there are six schools in the area with numerous schoolchildren present; and

WHEREAS, Improving pedestrian safety conditions is of great importance in San Francisco, and the addition of a bicycle lane provides traffic calming, as well as a pedestrian buffer from moving traffic, and discourages bicyclists from riding on sidewalks; and

WHEREAS, Rapid transit between downtown San Francisco and the San Francisco International Airport along the I-280/380 corridor has sufficient capacity for additional commuters; now, therefore, be it

RESOLVED, That the Board of Supervisors urges the Department of Parking and Traffic to initiate steps necessary to establish four-foot wide, crosshatched, painted medians on both sides of the existing center medians on San Jose Avenue between 30th Street and 28th Street, and on Guerrero Street between 28th Street and Cesar Chavez Street.

FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the Department of Parking and Traffic, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic code to initiate the steps necessary to reduce vehicle traffic from six lanes to four lanes in order to accommodate bicycle lanes; and be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, authorizes the following regulations governing the movement of vehicles and bicycles on San Jose Avenue and Guerrero Street:

<u>Bicycle Lane, Establish</u>

San Jose Avenue, both directions, between Randall Street and 28th Street

Guerrero Street, southbound, between 28th Street and Cesar Chavez Street

Guerrero Street, northbound, between 28th Street and 110 feet north of 27th Street

Tow-Away Zone (4PM – 6 PM), Rescind

Guerrero Street, southbound, between 26th Street and Cesar Chavez Street

Cesar Chavez Street, westbound, between Guerrero Street and Dolores Street

Tow-Away, No Stopping Anytime, Establish

Cesar Chavez Street, north side, from Guerrero Street to a point 44 feet westerly

Cesar Chavez Street, north side, from Dolores Street to a point 86 feet easterly

Guerrero Street, east side, from Cesar Chavez Street to a point 117 feet southerly

No Turn on Red, Establish

Guerrero Street, northbound, at Cesar Chavez Street

Multiple Right Turn Lanes, Rescind

Guerrero Street, northbound, at Cesar Chavez Street

Multiple Left Turn Lanes, Establish

San Jose Avenue, northbound, at Dolores Street

Tow-Away, No Stopping Anytime, Extend

San Jose Avenue, east side, from 50 feet north of Brook Street, to a point 26 feet northerly

Left Lane Must Turn Left, Establish

San Jose Avenue, northbound, at Dolores Street

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 040563 **Date Passed:**

Resolution establishing various traffic and parking changes on portions of San Jose Avenue, Cesar Chavez Street, and Dolores Street.

September 28, 2004 Board of Supervisors — SUBSTITUTED

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 040563

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 5 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041099 RESOLUTION NO. 651-04

[Street Artist Winter Holiday Spaces].

Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2004, beginning on November 15, 2004 and ending on January 15, 2005.

WHEREAS, The Street Artists Ordinance adopted by the voters of San Francisco as Proposition "L" at the election held on November 4, 1975, authorizes the Board of Supervisors, by resolution, to designate sales areas where any street artist or craftsperson previously certified may sell art or craft items; and

WHEREAS, A survey by the Arts Commission found that in recent years more street artist spaces in the Downtown area have been eliminated due to construction, curb zone changes, newsracks, planter boxes, etc.; and

WHEREAS, The winter holiday season is the street artists' busiest selling period; and

WHEREAS, Last year and the previous twenty-one years the Board of Supervisors in resolutions approved temporary selling spaces for the street artists for the winter holiday selling season; and

WHEREAS, Last year and the previous eight years and the year of 1992 the Board of Supervisors approved temporary selling spaces for street artists at Harvey Milk Plaza for the winter holiday selling season; and

WHEREAS, The Arts Commission, after conducting a public hearing, recommends the renewal of the previous year's temporary sales spaces in the Downtown area; and

WHEREAS, The Arts Commission recommends the renewal of the previous year's temporary sales spaces at Harvey Milk Plaza; now, therefore, be it

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RESOLVED, That the Board of Supervisors hereby approves the following temporary selling spaces for street artists certified by the Arts Commission, for the winter holiday season of 2004 beginning on November 15, 2004 and ending on January 15, 2005:

Spaces:

10 – Market Street, south side, 4th to 5th Streets
2 – Market Street, north side, Montgomery to Kearny Streets
2 – Market Street, north side, Grant to Kearny Streets
10 – Market Street, north side, Battery to Sansome Streets
5 – Stockton Street, west side, Post to Sutter Streets
1 – Stockton Street, east side, Post to Sutter Streets
6 – Stockton Street, east side, O'Farrell to Geary Streets
3 – Stockton Street, east side, Market to O'Farrell Streets
2 – Montgomery Street, west side, Post to Sutter Streets
2 – Post Street, north side, Montgomery to Kearny Streets
2 – Post Street, south side, Grant to Kearny Streets
5 – California Street, north side, Sansome to Montgomery Streets
2 – California Street, south side, Sansome to Montgomery Streets
3 – Harvey Milk Plaza (upper level)
4 – Harvey Milk Plaza (lower level)
12 – Grant Avenue, west side, Post Street to Maiden Lane; and be it

FURTHER RESOLVED, That the five (5) temporary spaces on Stockton Street, west side, Post to Sutter Streets, are exempt from the provisions of Police Code Section 2405(c)(8)(1) which prohibits street artists from selling, offering for sale or soliciting offers to purchase on any sidewalk adjacent to a curb which has been designated as a white zone;

and be it

FURTHER RESOLVED, That the two (2) temporary spaces on Post Street, south side, Grant to Kearny Streets, are exempt from the provision of Police Code Section 2405(c)(8)(1); and be it

FURTHER RESOLVED, That the one (1) temporary space on Stockton Street, east side, Post to Sutter Streets, is exempt from the provision of Police Code Section 2405(c)(8)(1); and be it

FURTHER RESOLVED, That one (1) of the five (5) temporary spaces on Stockton Street, west side, Post to Sutter Streets, is exempt from the provision of Police Code Section 2405(c)(6) which prohibits artists from selling, offering for sale or soliciting offers to purchase on any sidewalk within ten (10) feet from the outer edge of any entrance to any building including, but not limited to, doors, driveways, emergency exits measured in each direction parallel to the building line and thence at a 90-degree angle to the curb; and be it

FURTHER RESOLVED, That the two (2) temporary spaces on Post Street, north side, Montgomery to Kearny Streets, are exempt from the provisions of Police Section 2405(c)(6) and 2405(c)(8)(3) which prohibits street artists from selling, offering for sale or soliciting offers to purchase on any sidewalk adjacent to a curb which has been designated a yellow zone; and be it

FURTHER RESOLVED, That the two (2) temporary spaces on Montgomery Street, west side, Post to Sutter Streets, are exempt from the provisions of Police Code Section 2405(c)(6), 2405(c)(8)(3), and 2405(c)(16) which requires street artists to engage in their activities in such a manner that at all times there shall remain open for the passage of pedestrians a space of at least eight (8) feet in width, as measured on a line perpendicular to the curb line, between the edge of the sidewalk farthest from the curb and the street artists' activities; and be it

FURTHER RESOLVED, That two (2) of the three (3) temporary spaces on Stockton Street, east side, Market to O'Farrell Streets, are exempt from the provision of Police Code Section 2405(c)(6); and be it

FURTHER RESOLVED, That five (5) of the ten (10) temporary spaces on Market Street, south side, 4th to 5th Streets, are exempt from the provision of Police Code Section 2405(c)(6); and be it

FURTHER RESOLVED, That the four (4) spaces in the lower level of Harvey Milk Plaza are exempt from the provision of Police Code Section 2405(c)(6).

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041099 **Date Passed:**

Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2004, beginning on November 15, 2004 and ending on January 15, 2005.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041099

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041217 RESOLUTION NO. 652-04

[Appointment - Sunshine Ordinance Task Force]

Resolution appointing Rosalina Contreras-Rosado, term ending April 27, 2005, to the Sunshine Ordinance Task Force.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Sunshine Ordinance Task Force, pursuant to the provisions of the San Francisco Administrative Code, Section 67.30, for the term specified:

Rosalina Contreras-Rosado, succeeding Pawan Mehra, resigned, seat 4, must be appointed from names submitted by New California Media and be a journalist from a racial/ethnic-minority-owned news organization, for the unexpired portion of a two-year term ending April 27, 2005.

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Rules Committee

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041217 **Date Passed:**

Resolution appointing Rosalina Contreras-Rosado, term ending April 27, 2005, to the Sunshine Ordinance Task Force.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041217

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 0 4 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041233 RESOLUTION NO. 653-04

STOP Intersections.]

Resolution designating certain intersections as "STOP" intersections.

RESOLVED, That, pursuant to the provisions of the California Vehicle Code, the following intersections are hereby designated as "STOP" intersections, and the Department of Parking and Traffic is hereby authorized and directed to cause "STOP" signs to be installed thereat as designated below:

STOP SIGNS - ESTABLISH

Grove and Scott Streets, stopping Scott Street, making this T-intersection an All-Way STOP;

Neptune Street and Thornton Avenue, stopping Thornton Avenue, making this intersection an All-Way STOP; and

Olympia Way and Panorama Drive, stopping Olympia Way at Panorama Drive, making this T-intersection an All-Way STOP.

Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.

Gerald Robbins 8-26-04

Gerald Robbins Date
Department of Parking and Traffic

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City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041233 **Date Passed:**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Grove and Scott Streets, stopping Scott Street, making this T-intersection an All-Way STOP;
Neptune Street and Thornton Avenue, stopping Thornton Avenue, making this intersection an All-Way STOP; and
Olympia Way and Panorama Drive, stopping Olympia Way at Panorama Drive, making this T-intersection an All-Way STOP.

October 26, 2004 Board of Supervisors — ADOPTED
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041233

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

Amended in committee. 10/18/04

FILE NO. 041234 RESOLUTION NO. 654-04

[Parking Regulations.]

Resolution enacting and rescinding parking regulations at various locations.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the parking of vehicles are hereby enacted or rescinded as designated below:

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Webster Street, west side, between Broadway and Vallejo Street.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Lyon Street, west side, from 16 feet south of Chestnut Street to 16 feet north of Chestnut Street (100-foot zone).

UNMETERED MOTORCYCLE PARKING - EXTEND

7th Street, west side, from 76 feet to 97 feet north of Townsend Street (accommodating an additional six unmetered motorcycle parking spaces).

TOW-AWAY, NO PARKING, 10 PM TO 6 AM, EVERYDAY - ESTABLISH

Lathrop Avenue, south side (400-600 blocks); and

Lathrop Avenue, north side, (600 block).

TOW-AWAY, NO STOPPING ANYTIME - EXTEND

Bayshore Boulevard, west side, from 220 feet to 310 feet south of Bacon Street (90-foot extension).

NO PARKING, 6 AM TO 9 AM, MONDAY THROUGH FRIDAY, AND 1-HOUR PARKING, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY, 7 AM TO 6 PM, SATURDAY, EXCEPT VEHICLES WITH CARPOOL PERMITS - RESCIND

4th Street, east side, from Folsom Street to 125 feet southerly (parking meters to remain).

TOW-AWAY, NO STOPPING MONDAY - FRIDAY, 7 AM TO 9 AM - RESCIND

Folsom Street, east side, from 12th to 14th Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Folsom Street, east side, from 75 feet south to 112 feet north of 13th Street.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Baker Street, east side, from Broadway to Pacific Avenue.

2 HOUR PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND
PARKING METERS (METER RATE AREA NO.3), 2-HR TIME LIMIT, 7 AM - 6 PM, EXCEPT SUNDAY - ESTABLISH

Harrison Street, both sides, between 6th and 7th Streets.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Dolores Street, east side, from Duncan Street to a point 19 feet southerly (accommodates three motorcycle parking spaces and aids visibility at the corner).

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

13th Street, from 102 feet to 56 feet east of Folsom Street (46 feet).

1 - HOUR PARKING, 7 AM - 6 PM, EXCEPT SUNDAY - RESCIND
2 - HOUR PARKING, 7 AM - 6 PM, EXCEPT SUNDAY - ESTABLISH

12th Street, between Folsom and Harrison Streets; and

Folsom Street, between 11th and 13th Streets.

TOW-AWAY, NO STOPPING ANYTIME – ESTABLISH

Clarendon Avenue, north side, from Laguna Honda Boulevard to a point 100 feet easterly.

RESIDENTIAL PERMIT PARKING AREA "I" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Capp Street, both sides, between 26th and Mission Streets (1100 block). (excludes the thru-lot of 3330 Cesar Chavez Street).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

23rd Street, both sides, between Dolores and Chattanooga Streets (3700 block).

NO PARKING ANYTIME EXCEPT BICYCLES - ESTABLISH

Grove Street, north side, from 147 feet to 194 feet west of the Hyde Street crosswalk.

GREEN ZONE, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - RESCIND
GREEN ZONE, 8 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

18th Street, north side, from Diamond Street to 48 feet westerly (extended hours requires Board of Supervisor's approval).

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Mullen Drive, south side, from Peralta Avenue to Franconia Street.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME, EXCEPT ACTIVE LOADING – ESTABLISH

Bayshore Boulevard, west side, from 45 feet north of Sunnydale Avenue to 232 feet northerly (232-foot zone).

~~TWO-HOUR~~ THREE-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

Rhode Island Street, east side, between 15th and Alameda and Streets; and

15th Street, north side, between Rhode Island and De Haro Streets.

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) – ESTABLISH

Buchanan Street, east side, between Larch Way and Turk Street (1200 block, even addresses only).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

3rd Street, east side, from Kirkwood Avenue to 35 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - RESCIND

3rd Street, east side, from Kirkwood Avenue to 70 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

3rd Street, east side, from Kirkwood Avenue to 70 feet northerly.

Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.

Gerald Robbins 8-26-04

Gerald Robbins Date
Department of Parking and Traffic

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041234 **Date Passed:**

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Webster Street, west side, between Broadway and Vallejo Street.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Lyon Street, west side, from 16 feet south of Chestnut Street to 16 feet north of Chestnut Street (100-foot zone).

UNMETERED MOTORCYCLE PARKING - EXTEND
7th Street, west side, from 76 feet to 97 feet north of Townsend Street (accommodating an additional six unmetered motorcycle parking spaces).

TOW-AWAY, NO PARKING, 10 PM TO 6 AM, EVERYDAY - ESTABLISH
Lathrop Avenue, south side (400-600 blocks); and
Lathrop Avenue, north side, (600 block).

TOW-AWAY, NO STOPPING ANYTIME - EXTEND
Bayshore Boulevard, west side, from 220 feet to 310 feet south of Bacon Street (90-foot extension).

NO PARKING, 6 AM TO 9 AM, MONDAY THROUGH FRIDAY, AND 1-HOUR PARKING, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY, 7 AM TO 6 PM, SATURDAY, EXCEPT VEHICLES WITH CARPOOL PERMITS - RESCIND
4th Street, east side, from Folsom Street to 125 feet southerly (parking meters to remain).

TOW-AWAY, NO STOPPING MONDAY - FRIDAY, 7 AM TO 9 AM - RESCIND
Folsom Street, east side, from 12th to 14th Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Folsom Street, east side, from 75 feet south to 112 feet north of 13th Street.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Baker Street, east side, from Broadway to Pacific Avenue.

2 HOUR PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND
PARKING METERS (METER RATE AREA NO.3), 2-HR TIME LIMIT, 7 AM - 6 PM, EXCEPT SUNDAY - ESTABLISH
Harrison Street, both sides, between 6th and 7th Streets.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Dolores Street, east side, from Duncan Street to a point 19 feet southerly (accommodates three motorcycle parking spaces and aids visibility at the corner).

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
13th Street, from 102 feet to 56 feet east of Folsom Street (46 feet).

1 - HOUR PARKING, 7 AM - 6 PM, EXCEPT SUNDAY - RESCIND

2 - HOUR PARKING, 7 AM - 6 PM, EXCEPT SUNDAY - ESTABLISH
12th Street, between Folsom and Harrison Streets; and
Folsom Street, between 11th and 13th Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Clarendon Avenue, north side, from Laguna Honda Boulevard to a point 100 feet easterly.

RESIDENTIAL PERMIT PARKING AREA "I" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Capp Street, both sides, between 26th and Mission Streets (1100 block). (excludes the thru-lot of 3330 Cesar Chavez Street).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
23rd Street, both sides, between Dolores and Chattanooga Streets (3700 block).

NO PARKING ANYTIME EXCEPT BICYCLES - ESTABLISH
Grove Street, north side, from 147 feet to 194 feet west of the Hyde Street crosswalk.

GREEN ZONE, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - RESCIND
GREEN ZONE, 8 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
18th Street, north side, from Diamond Street to 48 feet westerly (extended hours requires Board of Supervisor's approval).

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Mullen Drive, south side, from Peralta Avenue to Franconia Street.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME, EXCEPT ACTIVE LOADING - ESTABLISH
Bayshore Boulevard, west side, from 45 feet north of Sunnydale Avenue to 232 feet northerly (232-foot zone).

THREE-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Rhode Island Street, east side, between 15th and Alameda and Streets; and
15th Street, north side, between Rhode Island and De Haro Streets.

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Buchanan Street, east side, between Larch Way and Turk Street (1200 block, even addresses only).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
3rd Street, east side, from Kirkwood Avenue to 35 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - RESCIND
3rd Street, east side, from Kirkwood Avenue to 70 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
3rd Street, east side, from Kirkwood Avenue to 70 feet northerly.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041234

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041235 RESOLUTION NO. 655-04

[Traffic Regulations.]

Resolution enacting and rescinding traffic regulations on various streets.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the movement of vehicles are hereby enacted or rescinded as designated below:

RIGHT TURN ONLY – RESCIND

Fowler Avenue at Teresita Boulevard, southbound.

BICYCLE LANES - ESTABLISH

Folsom Street, northbound, from 11th to 14th Streets.

Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.

Gerald Robbins 8-26-04

Gerald Robbins Date
Department of Parking and Traffic

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City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041235 **Date Passed:**

Resolution enacting and rescinding traffic regulations on various streets.

RIGHT TURN ONLY - RESCIND
Fowler Avenue at Teresita Boulevard, southbound.

BICYCLE LANES - ESTABLISH
Folsom Street, northbound, from 11th to 14th Streets.

October 26, 2004 Board of Supervisors — ADOPTED
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041235

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 02 2004

Date Approved

Mayor Gavin Newsom

AMENDMENT OF THE WHOLE - 10/20/04

FILE NO. 041280 RESOLUTION NO. 656-04

[Resolution urging Housing Authority Commissioner Julie Lee to resign, urging the Mayor to call for her resignation and urging the Housing Authority Commission to call for her resignation.]

Resolution urging Housing Authority Commissioner Julie Lee to resign, urging the Mayor to call for her resignation and urging the Housing Authority Commission to call for her resignation.

WHEREAS, The San Francisco Housing Authority serves tens of thousands of low income residents with a budget of $225,000,000.00 and has been historically embroiled in fiscal controversy as a result of poor governance that has tolerated corrupt leadership; and

WHEREAS, Housing Authority Commissioner Julie Lee is under investigation by the San Francisco City Attorney, California Attorney General, California Fair Political Practices Commission and the Federal Bureau of Investigation for possible violations of the California Fair Political Practices Act of 1974 due to allegations of illegal laundering of contributions to Secretary of State Kevin Shelley; and,

WHEREAS, The compelling preliminary evidence has severely shaken public confidence in her ability to serve on a public commission; and,

WHEREAS, Commissioner Lee is also under investigation surrounding a State grant intended to construct a community center in the Sunset District of San Francisco; and,

WHEREAS, The Board of Supervisors is concerned that the governance of the Authority and expenditure of public funds must transpire free from the appearance of corruption; now, therefore, be it

RESOLVED, The Board of Supervisors urges Commissioner Julie Lee to resign her seat on the Housing Authority Commission; and, be it

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FURTHER RESOLVED, The Board of Supervisors calls upon the Mayor to urge Commissioner Julie Lee to resign her seat; and, be it

FURTHER RESOLVED, The Board of Supervisors urges the Housing Authority Commission to urge Commissioner Julie Lee to resign her seat or to conduct hearings to satisfy itself that there is no truth to the allegations against Ms. Lee and that the public trust has not been compromised.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041280 **Date Passed:**

Resolution urging Housing Authority Commissioner Julie Lee to resign, urging the Mayor to call for her resignation and urging the Housing Authority Commission to call for her resignation.

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041280

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom
Date: November 4, 2004

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk of the Board

File No.
041280

FILE NO. 041369 RESOLUTION NO. 657-04

[FY 2004-05 California Constitution Appropriations Limit]

Resolution establishing the appropriations limit for Fiscal Year 2004-05 pursuant to California Constitution Article XIII B.

WHEREAS, Article XIII B of the California Constitution provides that the annual appropriations of the City and County of San Francisco which are subject to said Article may not exceed the Appropriations Limit for the prior year, with adjustments as provided in said Article XIII B; and

WHEREAS, The California Government Code, Section 7901, defines the terms, and Section 7902 (b) sets forth the equations to be used to determine the City and County of San Francisco's annual Appropriations Limit, according to the following formula:

"(b) For the 1981-82 fiscal year and each year thereafter, the appropriations limit of the state and each local jurisdiction shall equal the appropriations limit for the prior fiscal year multiplied by the lesser of the change in cost of living for the calendar year in which the fiscal year begins or the change in California per capita personal income for the calendar year preceding the beginning of the fiscal year for which the appropriations limit is to be determined, the product multiplied by the change in population of the local jurisdiction for the calendar year preceding the beginning of the fiscal year for which the appropriations limit is to be determined, and adjusted for other changes required or permitted by Article XIII B of the California Constitution."; and

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WHEREAS, the resulting calculation establishing the City and County of San Francisco's fiscal year 2004-05 Appropriations Limit is:

$ 1,807,427,102 X 1.032800 X 1.008000 = $ 1,881,644,397; and

WHEREAS, For future Appropriations Limit calculations pursuant to said Article, the City will use the gross appropriations limit of $1,881,644,397; and

WHEREAS, This matter has been considered at a regularly scheduled meeting of the Board of Supervisors for the City and County of San Francisco; and

WHEREAS, The documentation used to determine the Appropriations Limit for the City and County of San Francisco for fiscal year 2004-05 was available for public inspection in the office of the Clerk of the Board of Supervisors for at least fifteen (15) days prior to said regularly scheduled meeting; now, therefore, be it

RESOLVED, That the City and County of San Francisco elects to use the percentage "change in the cost of living" as measured by the change in California per Capita Personal Income and elects to use the percentage increase in population as measured by the San Francisco-Oakland-San Jose Consolidated Metropolitan Statistical Area from the previous year for the purpose of computation of its Appropriations Limit pursuant to Article XIII B of the California Constitution for fiscal year 2004-05; and, be it

FURTHER RESOLVED, That the net appropriations limit for fiscal year 2004-05 is established at $1,881,644,397.

Recommended: _____

Edward Harrington,
Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041369 **Date Passed:**

Resolution establishing the appropriations limit for Fiscal Year 2004-05 pursuant to California Constitution Article XIII B.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041369

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11/02/2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041384 RESOLUTION NO. 658-04

[Appointment - Graffiti Advisory Board]

Resolution appointing Supervisor Tom Ammiano, term indefinite, to the Graffiti Advisory Board.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Graffiti Advisory Board, pursuant to the provisions of the San Francisco Administrative Code Section. 5.170, for the term specified:

Supervisor Tom Ammiano, succeeding Supervisor Gavin Newsom, resigned, seat 1, must be member of the Board of Supervisors, for an indefinite term.

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Rules Committee

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041384 **Date Passed:**

Resolution appointing Supervisor Tom Ammiano, term indefinite, to the Graffiti Advisory Board.

—

October 26, 2004 Board of Supervisors — ADOPTED
Ayes: 10 - Alioto-Pier, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Excused: 1 - Ammiano

File No. 041384

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041394 RESOLUTION NO. 659-04

[Urging the Department of Environment to develop plans for a renewable hydrogen fueling station alongside other alternative fuels]

Resolution urging the Department of the Environment to develop plans for a renewable hydrogen fueling station, alongside other possible fuels, for the implementation of a complete alternative fueling station in San Francisco and to report back to the Board within 6 months.

WHEREAS, On May 11th 2004, the City and County of San Francisco declared "energy independence" and approved an initiative to build a citywide renewable energy network, including the development of hydrogen infrastructure; and

WHEREAS, on March 23rd, 2004 San Francisco adopted Resolutions authorizing the Department of the Environment to accept and expend grants in the amount of $50,000 from the Pacific Gas and Electric Company, and $25,000 from the Richard and Rhoda Goldman Fund, to support the development of a hydrogen fueling infrastructure in the City and County of San Francisco; and

WHEREAS, on January 10th 2003, San Francisco's Commission on the Environment adopted a resolution declaring San Francisco to be a "Hydrogen City" that seeks to adopt new hydrogen technologies for both transportation and stationary applications; and

WHEREAS, the Commission on the Environment established the Hydrogen and Renewable Energy Subcommittee and directed it to "...research and produce a report assessing the most promising alternatives for hydrogen technologies, their approximate costs and benefits, and the estimated time and resources required to implement them including... an accounting of City activities where hydrogen may replace fossil fuel use..."; and

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WHEREAS, California's Governor has called for the development of "hydrogen highways" in California, placing hydrogen fueling stations at 20-mile intervals on all California Freeways; and

WHEREAS, San Francisco may share the cost of developing a renewable energy infrastructure using grants from other state agencies and departments and working with private companies; and

WHEREAS, San Francisco recently received two hydrogen fuel-cell powered vehicles; now therefore be it

RESOLVED, that the Board of Supervisors urges the Department of the Environment to develop a plan for the development of a permanent renewable hydrogen fueling station located within the City of San Francisco for use in its fleet operations; and be it

FURTHER RESOLVED that the planning of this station should include other possible alternative fueling options including, bio-diesel, CNG, hydrogen, and other fuels to create a comprehensive alternative fueling station in San Francisco; and

FURTHER RESOLVED, That this station should be sited in such a way that it can be made accessible to the public, barring problems of liability, so that in future days San Francisco's investment in such an infrastructure might benefit the public and generate funds with which to recoup costs and further the development of a green economy; and be it

FURTHER RESOLVED, That the Board of Supervisors urges the Department of the Environment to set a timeline for the completion of the Hydrogen and Renewable Energy Subcommittee report that should contain a full assessment of all renewable hydrogen-related options including: long term plans for infrastructure and development, commercial availability and cost.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041394 **Date Passed:**

Resolution urging the Department of the Environment to develop plans for a renewable hydrogen fueling station, alongside other possible fuels, for the implementation of a complete alternative fueling station in San Francisco and to report back to the Board within 6 months.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041394

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041406 RESOLUTION NO. Amendment of the Whole 10/26/04 660-04

[Family Economic Self Sufficiency]

Resolution adopting "Family Economic Self Sufficiency" as a goal toward which the City and County will strive to achieve and will make concerted efforts to move families out of poverty towards economic self-sufficiency through legislation initiative, budgetary planning decisions and executive policy directives.

WHEREAS, According to the Californians for Family Economic Self Sufficiency and The National Economic Development & Law Center, a single parent raising two young children in San Francisco would have to effectively hold down three full-time minimum wage jobs in order to make ends meet; and

WHEREAS, The cost of living for working families in the City and County of San Francisco has risen by 70% since 1996; whereas, costs rose by just 29% in Los Angeles County over the same period; and

WHEREAS, A single person living in San Francisco must earn $13.26 per hour to pay for food, rent, child care, transportation, health care, taxes, and miscellaneous expenses; and

WHEREAS, Approximately 26.6% of San Francisco households (68,274) have incomes too low to pay for basic needs; and

WHEREAS, The definition of "family economic self-sufficiency" is that individuals and families have enough income to cover their basic costs of living and working (food, rent, child care, transportation, health care, miscellaneous costs and taxes); and

WHEREAS, The Self Sufficiency Standard for California describes the amount of income necessary to meet these basic needs for 70 different family types; and

WHEREAS, The San Francisco Workforce Investment Board has adopted the Self Sufficiency Standard and uses it as an eligibility criterion for job training; and

Supervisor Ammiano, Daly, Gonzalez

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WHEREAS, Many Bay Area public agencies, non-profit organization and foundations utilize the Self Sufficiency Standard as a data resource, a funding criterion, and a counseling tool; and

WHEREAS, The Federal Poverty Line is inadequate to accurately describe the actual costs of living for working families in San Francisco, since it is calculated using the cost of food times three and does not include other substantial costs such as housing or child care; and

WHEREAS, One out of five Bay Area households have incomes between the Federal Poverty Line and the Self Sufficiency Standard, leaving these families in a gap between the poverty line and economic independence; and

WHEREAS, The California State Legislature adopted a resolution in 2004 urging the federal government to use a self-sufficiency index in place of the Federal Poverty Line (SJR 15); and

WHEREAS, Connecticut and Illinois calculate a state-sponsored self-sufficiency index, and public agencies all over the country have adopted the Self Sufficiency Standard as an indicator of well-being, a counseling tool, and a benchmarking tool; and

WHEREAS, The Self Sufficiency Standard uses publicly available and regularly updated data sources, including HUD, California Department of Education, California Department of Managed Care, the California Franchise Tax Board and the U.S. Census; therefore, be it

RESOLVED, That the San Francisco Board of Supervisors hereby adopts "Family Economic Self-sufficiency" as a goal toward which the City and County will strive to achieve and will make concerted efforts to move families out of poverty towards economic self-sufficiency through legislation initiative, budgetary planning decisions and executive policy directives; and be it

FURTHER RESOLVED that the Board of Supervisors adopts the California Self Sufficiency Standard as an accurate measure of the income required to pay for basic needs in San Francisco; and

FURTHER RESOLVED, That the Board of Supervisors urges the Clerk of the Board to notify to all relevant City Departments that directly provide services to the public, by alerting them of the City's adoption of the Self Sufficiency Standard by delivering a copy of this resolution upon passage.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041406 **Date Passed:**

Resolution adopting "Family Economic Self Sufficiency" as a goal toward which the City and County will strive to achieve and will make concerted efforts to move families out of poverty towards economic self-sufficiency through legislation initiative, budgetary planning decisions and executive policy directives.

October 19, 2004 Board of Supervisors — CONTINUED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

October 26, 2004 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Elsbernd

October 26, 2004 Board of Supervisors — ADOPTED AS AMENDED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Elsbernd

File No. 041406

I hereby certify that the foregoing Resolution was ADOPTED AS AMENDED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041407 RESOLUTION NO. 661-04

[Supporting The Emergency Medical Care Initiative]

Resolution supporting the passage of Proposition 67, the Emergency Medical Care Initiative on the 2004 November ballot.

WHEREAS, Approximately $540 million is spent on uncompensated emergency and trauma care in California annually; and

WHEREAS, The City and County of San Francisco contributes $10 million that is not reimbursed for emergency care services at the San Francisco General Hospital; and

WHEREAS, 64 Emergency Rooms have closed statewide in the last 10 years, including Mount Zion in San Francisco; and

WHEREAS, Five more California hospitals have announced plans to close including the San Jose Medical Center; and

WHEREAS, State and federal law requires emergency rooms to treat anyone and everyone who comes to the emergency without regard to their ability to pay; and

WHEREAS, Emergency room visits have dramatically increased due to a growing number of uninsured and underinsured residents, more complicated chronic medical conditions, and an increasingly older population with more complex medical issues; and

WHEREAS, Underfunding of emergency rooms leads to longer wait times, difficulty in procuring services of on-call specialists and increasing diversion rates which may lead to delays in treatment and unnecessary fatalities; and

WHEREAS, Statistics from San Francisco General Hospital show that the hospital is on diversion up to 30% of the time and 2003 statistics show one in four patients who used the emergency room left before seeing a doctor, an increase from 16% from the prior year; and

Supervisor Ammiano, Maxwell, Mirkarimi, Dufty, Alioto-Pier, Daly

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WHEREAS, The non-profit neighborhood clinics in San Francisco provide accessible and high quality primary and urgent care – care that would otherwise be sought in overburdened emergency rooms; and

WHEREAS, A highly trained and well equipped first-responder staff is a vital part of our emergency medical care network; and

WHEREAS, Access to high quality and efficient emergency medical care is a priority for all San Franciscans; and

WHEREAS, Proposition 67, the Emergency Medical Care Initiative will appear on the November 2, 2004 ballot; and

WHEREAS, Proposition 67 will provide between $500 and $550 million a year in additional funding for the emergency care system in California, including $11 million for emergency rooms, trauma centers, first-responder training and equipment and health clinics in San Francisco; and

WHEREAS: Statements of support of Proposition 67 were passed unanimously by the San Francisco Health Commission and the San Francisco Board of Education as well as from individual community leaders and advocacy groups such as Sheriff Mike Hennessey, the San Francisco Deputy Sheriffs Association, the San Francisco Firefighters' Union, the Gray Panthers, Senior Action Network, San Francisco Medical Society, the San Francisco Emergency Physicians Association, the San Francisco Community Clinics Consortium and many neighborhood organizations and community leaders therefore, be it

RESOLVED, That the San Francisco Board Supervisors supports the passage of Proposition 67, the Emergency Medical Care Initiative on the 2004 November ballot.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041407 **Date Passed:**

Resolution supporting the passage of Proposition 67, the Emergency Medical Care Initiative on the 2004 November ballot.

—

October 19, 2004 Board of Supervisors — CONTINUED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Elsbernd, Ma

File No. 041407

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041419 RESOLUTION NO. 662-04

[Honoring Raoul Wallenberg.]

Resolution proclaiming Raoul Wallenberg to be an honorary citizen of the City and County of San Francisco.

WHEREAS, Raoul Wallenberg, with extraordinary courage and with total disregard for the constant danger to himself, saved the lives of almost one hundred thousand innocent men, women and children; and

WHEREAS, Raoul Wallenberg provided food, shelter, and medical care to those whom he rescued; and,

WHEREAS, Under Stalin's directives and in violation of Wallenberg's Swedish diplomatic immunity and international law, the Soviet Union seized him on January 17 1945 with no explanation given for his detention and he disappeared forever into the bowels of the Gulag; and,

WHEREAS, History has revealed that heroic acts of salvation were rare during the massacre of millions of innocent human beings during World War II; and,

WHEREAS, Raoul Wallenberg has become a symbol of each human being's concern for every fellow human being; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco proclaims Raoul Wallenberg an honorary citizen of of San Francisco.

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041419 **Date Passed:**

Resolution proclaiming Raoul Wallenberg to be an honorary citizen of the City and County of San Francisco.

October 19, 2004 Board of Supervisors — CONTINUED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin
Absent: 1 - Sandoval

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041419

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041421 RESOLUTION NO. 663-04

[Supporting Federal Legislation.]

Resolution supporting the Bringing America Home Act (H.R. 2897), currently pending in the 108th Congress, and urging its passage by the United States Congress.

WHEREAS, 3.5 million people, 39% of them children, currently experience homelessness every year in the United States of America, with families among the fastest-growing sectors of the population; and,

WHEREAS, Here in San Francisco, the Mayor's Office of Housing estimates that there are between 11,000 and 14,000 homeless people in San Francisco on any given night; and,

WHEREAS, H.R. 2897 was introduced in the 108th Congress by Representatives Julia Carson (D-IN) and John Conyers (D-MI) and is designed to end homelessness in the United States and will include housing, health, income and civil rights components; and,

WHEREAS, H.R. 2897 represents the most comprehensive initiative to date to address modern homelessness and is based on research, data and the experience of front line providers and advocates; and,

WHEREAS, The housing title of the bill increases funding for crucial programs to ensure access to and creation of affordable housing; and,

WHEREAS, The health title of the bill increases funding for crucial programs and includes a Sense of Congress supporting the enactment of legislation to guarantee that every person in the United States including the over 42 million Americans without health insurance, has access to comprehensive, quality, affordable health care; and,

WHEREAS, The income title of the bill includes a Sense of Congress supporting a Universal Living Wage and livable incomes, Temporary Worker Fairness and Protection,

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Development of a Self-Sufficiency Standard, and the establishment of a 'Homebuild' Program; and,

WHEREAS, A copy of H.R. 2897 is on file with the Clerk of the Board of Supervisors in File No. 041421, which is hereby declared to be a part of this resolution as if set forth fully herein; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco expresses support for the Bringing America Home Act (H.R. 2897) and urges the United States Congress to approve this measure; and, be it

FURTHER RESOLVED, That, upon final adoption, the Clerk of the Board will transmit a copy of this resolution to United States Congresspersons Nancy Pelosi and Tom Lantos and United States Senators Dianne Feinstein and Barbara Boxer.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041421 **Date Passed:**

Resolution supporting the Bringing America Home Act (H.R. 2897), currently pending in the 108th Congress, and urging its passage by the United States Congress.

—

October 19, 2004 Board of Supervisors — CONTINUED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 8 - Ammiano, Daly, Dufty, Gonzalez, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Elsbernd, Ma

File No. 041421

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

Date: November 4, 2004

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk of the Board

File No.
041421

FILE NO. 041426 RESOLUTION NO. 664-04

[Appointment - Commission on the Aging Advisory Council]

Resolution appointing Alexander MacDonald, term ending March 31, 2006, to the Commission on the Aging Advisory Council.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Commission on Aging Advisory Council pursuant to the provisions of San Francisco Administrative Code, Section 5.54, for the term specified:

Alexander MacDonald, succeeding Harriet Sebastian, resigned, Seat No. 2, must be nominee of District 6 Supervisor, for the unexpired portion of a two-year term ending March 31, 2006.

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Rules Committee

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041426 **Date Passed:**

Resolution appointing Alexander MacDonald, term ending March 31, 2006, to the Commission on the Aging Advisory Council.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041426

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041455 RESOLUTION NO. 665-04

[Approval of the MOU between the San Francisco Police Department and the San Francisco Housing Authority for additional police services.]

Resolution retroactively approving the Memorandum of Understanding between the San Francisco Police Department and the San Francisco Housing Authority for additional police services in designated Housing Authority Developments.

WHEREAS, Various Housing Authority Developments are entirely within the boundaries of the City and County of San Francisco and are located on streets owned by the City and County of San Francisco; and

WHEREAS, The San Francisco Police Department is required to furnish or cause to be furnished to the tenants of such public housing developments police services of the same character and extent as are furnished, without a service fee, to other dwellings and inhabitants in the City and County of San Francisco; and,

WHEREAS, The San Francisco Police Department provides public law enforcement services in the City and County of San Francisco, which includes Housing Authority Developments; and,

WHEREAS, The Housing Authority has experienced various levels of crime, including drug and gang problems, at its Authority Housing Developments; and

WHEREAS, It is the common goal of the San Francisco Police Department and the Housing Authority to provide a supplemental law enforcement program to reduce crime and fear of crime in the Housing Authority Developments; and

WHEREAS, For the purpose of achieving such common goal, the Housing Authority has requested the San Francisco Police Department to provide supplemental law enforcement community policing services to certain of its Authority-owned, and annually

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identified Housing Developments, over and above the law enforcement services provided to the public generally, for the period of two years starting July 1, 2004 and ending on June 30, 2006; and

WHEREAS, The San Francisco Police Department is willing to make available, for a fee of one million dollars ($1,000,000) a year, trained San Francisco Police Department personnel to provide supplemental law enforcement community policing services dedicated to designated Housing Authority Developments; now, therefore, be it

RESOLVED, That Board hereby retroactively approves the Memorandum of Understanding between the San Francisco Police Department and the San Francisco Police Department for supplemental law enforcement for the period of two years, starting July 1, 2004 and ending June 30, 2006, for the fee of one million dollars ($1,000,000) a year.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041455 **Date Passed:**

Resolution retroactively approving the Memorandum of Understanding between the San Francisco Police Department and the San Francisco Housing Authority for additional police services in designated Housing Authority Developments.

—

October 26, 2004 Board of Supervisors — ADOPTED
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041455

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041474 RESOLUTION NO. 666-04

[Andrew Greene Day]

Resolution declaring October 29th, 2004 as Andrew Greene Day in the City and County of San Francisco.

WHEREAS, Andrew Greene has been an inspiration to his peers in the construction industry since immigrating to this country from his native Ireland in 1960; and

WHEREAS, Andrew Greene has been a loyal and exemplary civil servant for the City and County of San Francisco since 1967; and

WHEREAS, After twenty years as a Senior Building Inspector Andrew Greene leaves a legacy and the citizens of the City and County of San Francisco appreciate his assiduous efforts in making the City a safer and more beautiful place; and

WHEREAS, Andrew Greene has been an advocate and reliable guide for the disenfranchised, helping them to protect their rights and improve their property; and

WHEREAS, Andrew Greene has been the heart and soul of the Department of Building Inspection, a mentor to staff, teaching by example the importance of fairness and consistency, tempered by common sense, compassion and vision; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors proudly commends Andrew Greene for his 20-years of exemplary service on the day of his retirement and his unwavering commitment to social justice; and be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors and hereby declare October 29th, 2004 as Andrew Greene Day.

Supervisor Ammiano
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041474 **Date Passed:**

Resolution declaring October 29th, 2004 as Andrew Greene Day in the City and County of San Francisco.

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041474

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041475 RESOLUTION NO. 667-04

[First in Solar Week]

Resolution declaring October 18 –22, 2004 as "San Francisco – First in Solar Week" in the City and County of San Francisco.

WHEREAS, The San Francisco Public Utilities Commission (SFPUC) will host the Solar Power 2004 conference and trade show which is the largest business-to-business and business-to-consume solar event in the United States; and

WHEREAS, THE SFPUC and San Francisco's Moscone Center recently received the prestigious Green Power Leadership Award from the U.S. Department of Energy and the Environmental Protection Agency, recognizing the City for the installation of a 675-kilowatt solar power system at the Center; and

WHEREAS, The SFPUC will soon sign a contract to install a 225-kilowat solar power system at the Southeast Water Pollution Control Plant is planning the installation of the large-scale power systems on municipal buildings; and

WHEREAS, The SFPUC is embarking on a program to install ten solar power systems on neighborhood schools, libraries and clinics; and

WHEREAS, The SFPUC has reached an agreement with the Lennar Corporation to provide solar power and energy efficiency measures in the 1600-home development that Lennar will be constructing at the former Hunter's Point Naval Shipyard; and

WHEREAS, The SFPUC and San Francisco's Department of the Environment have jointly organized and implemented a program to facilitate the installation of 100 solar power systems on San Francisco residences and small businesses by the end of 2005; and

WHEREAS, The SFPUC and the San Francisco Unified School District have entered into a historic "Solar Schools" agreement, a landmark renewable energy agreement for City schools; and

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WHEREAS, AB594, sponsored by Assembly Member Mark Leno of San Francisco and signed into law on September 24, 2004, will permit the SFPUC to receive credit for power exported to the PG&E transmission system, enabling wider development of large solar power systems on municipal buildings and properties; now. Therefore, be it

RESOLVED, That the San Francisco Board of Supervisors hereby declares October 18 –22, 2004 as "San Francisco – First in Solar Week" in the City and County of San Francisco.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041475 **Date Passed:**

Resolution declaring October 18 –22, 2004 as "San Francisco – First in Solar Week" in the City and County of San Francisco.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041475

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041476 RESOLUTION NO. 668-04

[Resolution commending PlanetOut, Inc. for persevering through financial hardships to make an IPO, and for supporting and entertaining gay, lesbian, bisexual and transgender communities.]

Resolution commending PlanetOut, Inc. for persevering through financial hardship to complete an IPO, and to continue to serve, entertain, and support the gay, lesbian, bisexual and transgender communities while facing these hardships, and for overcoming adversity to forge a hopeful future for members of the community as well as its subscribers.

WHEREAS, PlanetOut.com and Gay.com began operating 10 years ago as web-sites serving the gay, lesbian, bisexual and transgender communities; and

WHEREAS, PlanetOut, Inc. employs approximately 125 people worldwide, with 100 employees in its San Francisco headquarters; and,

WHEREAS, PlanetOut, Inc. has continued to exist and serve its respective communities while struggling through financial difficulties; and,

WHEREAS, PlanetOut, Inc. receives the majority of its revenue from its more than 100,000 loyal subscribers; and,

WHEREAS, PlanetOut, Inc. is in the process of relocating from 30,000 square feet on California St to nearly 57,000 square feet in Levi's Plaza; and,

WHEREAS, PlanetOut, Inc. has overcome many obstacles to complete an IPO, and shares of the company are now trading on Nasdaq under the ticker "LGBT"; now therefore be it

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RESOLVED, That PlanetOut Inc. be commended for overcoming financial adversity to become a formidable company providing many important services to the gay, lesbian, bisexual and transgender communities, and for creating an environment of perseverance and hope rather than disappointment and regret for its many employees and subscribers.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041476 **Date Passed:**

Resolution commending PlanetOut, Inc. for persevering through financial hardship to complete an IPO, and to continue to serve, entertain, and support the gay, lesbian, bisexual and transgender communities while facing these hardships, and for overcoming adversity to forge a hopeful future for members of the community as well as its subscribers.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041476

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

FILE NO. 041477 RESOLUTION NO. 669-04

[Hotel Worker Lockout.]

Resolution urging the San Francisco Hotels Multi-Employer Group to end the lockout of over 4,000 workers and urging the San Francisco Convention and Visitor's Bureau to notify all visitors of non-cooperation on the part of the San Francisco Hotels Multi-Employer Group and of their refusal to allow workers to return to their jobs.

WHEREAS, UNITEHERE Local 2 and the San Francisco Multi-Employers Group have been engaged in contract negotiations, and

WHEREAS, UNITEHERE Local 2 called for a limited two-week strike at 4 hotels; and

WHEREAS, The San Francisco Multi-Employers Group responded by locking out all 4,300 Local 2 workers, irrespective of whether they had been striking, and

WHEREAS, UNITEHERE Local 2 agreed to a "cooling off period" until January 15th 2005, during which time they committed not to strike, and

WHEREAS, The San Francisco Multi-Employers Group has refused to abide by a cooling-off period and has indicated an indefinite lockout; and

WHEREAS, Over 4000 workers in San Francisco who are willing to work are being prevented from financially caring for themselves and their families, and,

WHEREAS, San Francisco's economic base relies on tourist dollars—dollars which are threatened by the disruptions of a lockout; now, therefore be it

RESOLVED, The City and County of San Francisco urges the San Francisco Hotels Multi-Employer Group to stop the lockout, and be it

FURTHER RESOLVED, The City and County of San Francisco urges San Francisco Convention and Visitor's Bureau to notify all visitors of non-cooperation on the part of the San

Supervisor Gonzalez, Daly, McGoldrick
BOARD OF SUPERVISORS

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Francisco Hotels Multi-Employer Group and of their refusal to allow workers to return to their jobs.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041477 **Date Passed:**

Resolution urging the San Francisco Hotels Multi-Employer Group to end the lockout of over 4,000 workers and urging the San Francisco Convention and Visitor's Bureau to notify all visitors of non-cooperation on the part of the San Francisco Hotels Multi-Employer Group and of their refusal to allow workers to return to their jobs.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041477

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041478 RESOLUTION NO. 670-04

[Filipino American History Month.]

Resolution declaring October 2004 as "Filipino American History Month" in the City and County of San Francisco.

WHEREAS, Filipino Americans have made countless contributions toward the economic, cultural and social development of the United States; and,

WHEREAS, Efforts must be made to promote the study of Filipino American history and culture because the role of Filipino Americans has been overlooked in the writing and teaching of United States History; and,

WHEREAS, It is important for Filipino American youth to have education, positive role models and to be instilled with the richness of their ethnicity and values of their legacy; and,

WHEREAS, The earliest documented proof of Filipino presence in the continental United States was October 1587; and,

WHEREAS, The month of October 2004 is the 417th Anniversary of the Presence of Filipinos in the Continental United States; now, therefore, be it

RESOLVED, That the Board of Supervisors declares October 2004 as "Filipino American History Month" in the City and County of San Francisco.

Supervisor Ma, Duffy, Daly, McGoldrick

BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041478 **Date Passed:**

Resolution declaring October 2004 as "Filipino American History Month" in the City and County of San Francisco.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041478

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041479 RESOLUTION NO. 671-04

[Accept-Expend Federal/State Pass Through Grant]

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $100,000 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for purchasing materials that help meet the needs of Chinese and Russian immigrants in San Francisco.

WHEREAS, San Francisco Public Library is currently in process of implementing a 2000 General Obligation Bond that will renovate 19 of the existing branch libraries, replace 4 branch libraries in leased facilities with facilities owned by the City, and build a new (27th) branch library in the Mission Bay district; and,

WHEREAS, As part of each of these 24 projects, Library staff have extensive community contact through a variety of mechanisms, including, but not limited to, surveys, meetings with key stakeholders, and general community meetings; and,

WHEREAS, The data, circulation statistics, and empirical evidence gained thus far clearly shows a need for more materials in Chinese and Russian languages to better meet the needs of these evolving communities; and

WHEREAS, The California State Library has awarded $100,000 to the Public Library to purchase Chinese and Russian language materials; and,

WHEREAS, The Public Library has a goal of providing "...access to current books and library materials in a variety of formats to meet their need for literature and for information about popular culture and social trends," and,

WHEREAS, The Public Library proposes to maximize use of available grant funds on program expenditures by not including indirect costs in the budget; now, therefore, be it

Supervisor Ma, Dufty, McGoldrick
BOARD OF SUPERVISORS

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RESOLVED, That the Public Library be authorized to accept and expend $100,000 awarded by the California State Library as part of the Library Services and Technology Act (LSTA) for purchasing Chinese and Russian language materials; and be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in the grant budget.

Recommended:

Department Head

Approved: _____
Mayor

Approved: _____
Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041479 **Date Passed:**

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $100,000 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for purchasing materials that help meet the needs of Chinese and Russian immigrants in San Francisco.

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041479

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041482 RESOLUTION NO. 672-04

[Urging the United States Congress to pass and President George W. Bush to sign into law the Filipino Veterans Bills H.R. 677 and S. 88.]

Resolution urging United States Congress to pass and President George W. Bush to sign into law the Filipino Veterans Bills H.R. 677 and S. 88.

WHEREAS, President Franklin D. Roosevelt on July 26, 1941, called into military service 140,000 Filipino World War II soldiers as loyal U.S. nationals under the command of American officers to defend the U.S. territory of the Philippines; and

WHEREAS, American-Filipino forces under the command of General Douglas MacArhtur fought valiantly against overwhelming Japanese troops, delaying the invaders' timetable by three months, thus allowing the U.S. to regain her military strength after the Pearl Harbor attack; and,

WHEREAS, American-Filipino forces surrendered after the Battles of Bataan and Corregidor on April 9 and May 6, 1942, respectively, and suffered a horrible number of casualties in the Bataan Death March and the POW camps; and,

WHEREAS, On February 18, 1946, the U.S. Congress passed the "Recission Act" that withdrew the U.S. veterans' status of Filipino WW II soldiers and their eligibility for veterans benefits as promised by President Harry Truman; and,

WHEREAS, In 1990, the U.S. Congress passed, and President George H.W. Bush enacted legislation that allowed Filipino WW II veterans with honorable U.S. military service to become naturalized U.S. citizens and in later years enacted legislation partially restoring their benefits; and,

WHEREAS, The majority of Filipino WW II veterans who reside in the U.S. live in poverty, receive public assistance such as SSI and Medicaid, die at a 57 percent higher rate

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than their American comrades, and need desperately the VA pension to raise their incomes above the poverty level; and,

WHEREAS, The majority of the 8,000 Filipino veterans residing in the U.S. and the 20,000 in the Philippines are denied VA disability pensions that are available to their U.S. comrades who fought with them in WW II, as noted by the American Legion, which has 2.7 million members and supports both bills; and,

WHEREAS, Rep. Randy Cunningham (R-CA) introduced the "Filipino Veterans Equity Act," H.R. 677, which now has 677 co-sponsors, and Senator Daniel Inuoye

(D-HI) introduced the "Filipino Veterans Benefits Improvement Act," S. 58, with 22 co-sponsors, including Senator John F. Kerry, that recognizes the U.S. military service of Filipino veterans and provides them with disability pensions; and,

WHEREAS, President George W. Bush, on December 6, 2003, signed into law the "VA Health Care" bill, H.R. 2357 (P.L. 108-170) that provided partial official recognition and VA medical care to U.S.-based Filipino veterans, but offered no VA pensions; and,

WHEREAS, The leaders of the American Coalition for Filipino Veterans (ACFV), a national non-partisan and no-profit organization of 4,000 members of affiliated groups, have campaigned since 1996 to win equitable benefits for their quickly diminishing number of living heroes who deserve honor and dignity; now, therefore, be it

RESOLVED, That the City and County of San Francisco urges the United States Congress to pass and President George W. Bush to sign into law the Filipino Veterans Bills H.R. 677 and S. 88.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041482 **Date Passed:**

Resolution urging United States Congress to pass and President George W. Bush to sign into law the Filipino Veterans Bills H.R. 677 and S. 88.

—

October 26, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041482

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 04 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041344 RESOLUTION NO. 673-04

[Develop and implement an automated immunization and reminder system in San Francisco, as part of a statewide system.]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend grant funds in the amount of $31,686 from the California Department of Health Services (CDHS) to enable San Francisco to participate in an automated statewide immunization information system and to enter into an agreement for the use of these funds; for the period of July 1, 2004, to June 30, 2005.

WHEREAS, SFDPH has applied for and been awarded a grant from CDHS in the amount of $31,686 to enable San Francisco to participate in an automated statewide immunization information system; and,

WHEREAS, As a condition of receiving the grant funds, CDHS requires the City to enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk of the Board of Supervisors in File No. 041344, which is hereby declared to be a part of this resolution as if set forth fully herein; and,

WHEREAS, This Resolution requires expedited review by the Board of Supervisors because we did not receive the State contract until August 10, 2004; and,

WHEREAS, Resolutions authorizing the acceptance and expenditure of grant funds may be placed automatically on the consent agendas in committee, as they are usually considered to be routine items, and this resolution authorizes the acceptance and expenditure of grant funding; and,

WHEREAS, SFDPH proposes to maximize use of available grant funds on program expenditures by not including indirect costs in the grant budget; now, therefore, be it

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RESOLVED, That SFDPH is hereby authorized to accept retroactively and expend grant funding in the amount of $31,686 from CDHS; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in the grant budget, and, be it

FURTHER RESOLVED, That SFDPH is hereby authorized to accept and expend the grant funds in accordance with the requirements set forth in the Agreement pursuant to San Francisco Administrative Code section 10-170-1; and, be it

FURTHER RESOLVED, That the Director of Health is authorized to enter into the agreement on behalf of the City.

RECOMMENDED:

Mitchell Katz, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041344 **Date Passed:**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend grant funds in the amount of $31,686 from the California Department of Health Services (CDHS) to enable San Francisco to participate in an automated statewide immunization information system and to enter into an agreement for the use of these funds; for the period of July 1, 2004, to June 30, 2005.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041344

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04

Date Approved

Mayor Gavin Newsom

FILE NO. 041345 RESOLUTION NO. 674-04

[Expand treatment capacity for homeless addicts in San Francisco through residential treatment and service coordination and add two positions.]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of $499,999 for the third year of a three year grant from the Substance Abuse and Mental Health Services Administration (SAMHSA) for the homeless addict vocational and educational network (HAVEN), to enter into an agreement for the use of these funds, and to add two new positions not included in the original grant; for the period of September 30, 2004 to September 29, 2005.

WHEREAS, SFDPH was awarded a grant from SAMHSA to establish a homeless addict vocational and educational network in San Francisco; and,

WHEREAS, SAMHSA has agreed to reimburse SFDPH in the amount of $499,999 for the third year under the terms of this award; and,

WHEREAS, As a condition of receiving the funds SAMHSA requires SFDPH to enter into an agreement ("The Agreement"), a copy of which is on file with the Clerk of the Board of Supervisors in File No 041345, which is hereby declared to be a part of this resolution as if set forth fully herein; and,

WHEREAS, the addition of two positions to the third year of the grant has been approved by SAMHSA; and

WHEREAS, The grant budget includes provision for indirect costs of $1,783; now, therefore, be it

RESOLVED, That SFDPH is hereby authorized to accept and expend retroactively a grant in the amount of $499,999 from SAMHSA; and, be it

Supervisor Dufty
Department Of Public Health
BOARD OF SUPERVISORS

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FURTHER RESOLVED, That SFDPH is hereby authorized to accept and expend the grant funds in accordance with the requirements set forth in the Agreement pursuant to San Francisco Administrative Code section 10-170-1; and, be it

FURTHER RESOLVED, That SFDPH is hereby authorized to add two positions totaling .80 ftes in this, the third year of this grant; and, be it

FURTHER RESOLVED, That the Director of Health is authorized to enter into the Agreement on behalf of the City; and, be it

FURTHER RESOLVED, That the Controller is directed to designate the positions created under the grant as "G" or grant-funded positions, which would terminate when the grant expires.

Recommended:

Mitchell Katz, M.D.
Director of Health

Approved:

Health Commission

Office of the Mayor

Office of the Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041345 **Date Passed:**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of $499,999 for the third year of a three year grant from the Substance Abuse and Mental Health Services Administration (SAMHSA) for the homeless addict vocational and educational network (HAVEN), to enter into an agreement for the use of these funds, and to add two new positions not included in the original grant; for the period of September 30, 2004 to September 29, 2005.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041345

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11.09.04

Date Approved

Mayor Gavin Newsom

FILE NO. 041346 RESOLUTION NO. 675-04

[State grant to expand homeless services to the mentally ill.]

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (SFDPH, CBHS) to accept retroactively and expend a grant in the amount of $423,964 from the California Department of Mental Health (CDMH) to expand homeless services to the mentally ill; for the period of July 1, 2004, to June 30, 2005.

WHEREAS, SFDPH, CBHS has applied for and been awarded a grant of federal funds through CDMH in the amount of $423,964 to expand homeless services to the mentally ill; and,

WHEREAS, Funds for this grant are federally authorized under the Stewart B. McKinney Homeless Assistance Amendments Act of 1990, which provides funds for the provision of services to the homeless mentally ill; and,

WHEREAS, SFDPH, CBHS has received this funding since 1991; and,

WHEREAS, SFDPH, CBHS has received an award letter for this grant; and,

WHEREAS, A copy of the grant Application and the State allocation worksheet is enclosed in this package; and,

WHEREAS, The grant budget includes provision for indirect costs of $8,667; and,

WHEREAS, This Resolution requires expedited review by the Board of Supervisors because the grant award letter was not available until too late to obtain approval of the Board of Supervisors prior to the start date of the grant; and,

WHEREAS, Resolutions authorizing the acceptance and expenditure of grant funds may be placed automatically on consent agendas in committee, as they are usually

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considered to be routine items, and this resolution authorizes the acceptance and expenditure of grant funding; now, therefore, be it

RESOLVED, That SFDPH, CBHS is hereby authorized to accept and expend retroactively a grant in the amount of $423,964 from CDMH; and, be it

FURTHER RESOLVED, That SFDPH is hereby authorized to accept and expend the grant funds in accordance with the requirements set forth in the Application, pursuant to San Francisco Administrative Code section 10.170-1; and, be it

FURTHER RESOLVED, That the Director of Health is authorized to enter into the CDMH agreement on behalf of the City.

RECOMMENDED:

Mitchell Katz, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041346 **Date Passed:**

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (SFDPH, CBHS) to accept retroactively and expend a grant in the amount of $423,964 from the California Department of Mental Health (CDMH) to expand homeless services to the mentally ill; for the period of July 1, 2004, to June 30, 2005.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041346

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11.09.04
Date Approved

Mayor Gavin Newsom

FILE NO. 041338 RESOLUTION NO. 676-04

(Settlement of Claim)

Resolution Approving the settlement of unlitigated claim of Shon Escamillo against San Francisco for $29,000; claims was filed on June 24, 2003.

WHEREAS, Shon Escomillo has filed a claim against the City and County of San Francisco for personal injuries; and

WHEREAS, The Department of Public Health Community Mental Health of the City and County of San Francisco has recommended settlement of said claim by payment of $29,000.00.

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $29,000.00 is hereby approved.

APPROVED:

DENNIS J. HERRERA
City Attorney

JOANNE HOEPER
Chief Trial Deputy

RECOMMENDED:

San Francisco Department of Health

MITCHELL KATZ, M.D.
Director

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

Index Code: 975015
Subobject: 053XX

APPROVED:

MICHELE OLSON
Secretary, Health Commission

Rules and Audits Committee
BOARD OF SUPERVISORS

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Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041338 **Date Passed:**

Resolution approving the settlement of unlitigated claim of Shon Escamillo against San Francisco for $29,000; claims was filed on June 24, 2003.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041338

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04
Date Approved

Mayor Gavin Newsom

FILE NO. 041339

RESOLUTION NO. 677-04

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim filed by Narvette Lewis Deshay against San Francisco for $100,000; claim was filed on October 20, 2003.

WHEREAS, Narvette Lewis Deshay has filed a claim on October 20, 2003 against the City and County of San Francisco for personal injuries; and

WHEREAS, The Department of Public Health of the City and County of San Francisco has recommended settlement of said claim by payment of $100,000.

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $100,000 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

DENNIS J. HERRERA
City Attorney

JOANNE HOEPER
Chief Trial Deputy

RECOMMENDED:

Public Health Department

MITCHELL KATZ, M. D.
Director of Public Health

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

MICHELE OLSON
Secretary

Index Code: 975027
Subobject: 053XX

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Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041339 **Date Passed:**

Resolution approving the settlement of the unlitigated claim filed by Narvette Lewis Deshay against San Francisco for $100,000; claim was filed on October 20, 2003.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041339

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04
Date Approved

Mayor Gavin Newsom

FILE NO. 041341 RESOLUTION NO. 678-04

[Accept-Expend Federal Grant]

Resolution authorizing the Department of Child Support Services to accept and expend a grant in the amount of $200,000 from the U.S. Department of Health and Human Services Office of Child Support Enforcement for the Enhanced Parent Involvement Collaboration.

WHEREAS, the overall intent of this project is to increase non-custodial parents participation in the support order establishment process; and,

WHEREAS, this program will specifically focus on the issues of notice to non-custodial parents and the educational, cultural, and economic barriers that prevent or deter non-custodial parents from participating in this process; and,

WHEREAS, the Department of Child Support Services in collaboration with the San Francisco Unified Family Court and its Family Law Facilitator believes that employing alternative measures that include increased outreach and client support will encourage low-income non-custodial parents to actively participate in the process of establishing paternity and child support obligations; and,

WHEREAS, the Department proposes to maximize use of available grant funds on program expenditures by not including indirect costs in the grant budget; now, therefore, be it;

RESOLVED, that the Director of the Department of Child Support Services of the City and County of San Francisco is authorized to execute, on behalf of the Board of Supervisors of the City and County of San Francisco, the attached grant award including any extensions and funding augmentations from either the Office of Child Support Enforcement or the State Department of Child Support Services or any amendments thereof; and be it

Supervisor Elsbernd
Child Support Services
BOARD OF SUPERVISORS

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FURTHER RESOLVED, that the Board of Supervisors hereby waives inclusion of indirect costs in the grant budget; and be it

FURTHER RESOLVED, that the Director of the Department of Child Support Services of the City and County of San Francisco is authorized on behalf of the City and County of San Francisco to accept and expend continued funding for this project; and be it

FURTHER RESOLVED, that the City and County of San Francisco will adhere to the intended use and reporting requirements of the Federal Office of Child Support Enforcement.

Recommended:

Department Head

Approved:

Mayor

Approved:

Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041341 **Date Passed:**

Resolution authorizing the Department of Child Support Services to accept and expend a grant in the amount of $200,000 from the U.S. Department of Health and Human Services Office of Child Support Enforcement for the Enhanced Parent Involvement Collaboration.

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041341

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11.09.04

Date Approved

Mayor Gavin Newsom

Amendment of the whole
11/2/04

FILE NO. 041491 RESOLUTION NO. 679-04

[Multifamily Housing Revenue Bonds]

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $19,200,000 for the purpose of providing financing for a multifamily rental housing project; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; *approving the form of and authorizing the execution of a first amendment to ground lease;* **ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.**

Note: Additions are *single-underline italics Times New Roman*;
deletions are ~~*strikethrough italics Times New Roman*~~.
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

WHEREAS, The Board of Supervisors of the City and County of San Francisco (the "Board") desires to provide for the financing of the construction by Broadway Family Apartments, L.P., a California limited partnership (the "Borrower"), of a proposed multifamily rental housing development for low income persons, consisting of 81 units and located at 810 Battery Street, San Francisco, California, to be known as the Broadway Family Apartments (the "Project"), through the issuance of revenue bonds; and

WHEREAS, The City and County of San Francisco (the "City") is authorized to issue revenue bonds for such purpose pursuant to the Charter of the City, Article I of Chapter 43 of the Administrative Code of the City and County of San Francisco Municipal Code and, to the extent applicable, Section 52097.5 of the California Health and Safety Code, as now in effect

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and as it may from time to time hereafter be amended or supplemented (collectively, the "Act"); and

WHEREAS, The interest on the Bonds (hereinafter defined) may qualify for tax exemption under Section 103 of the Internal Revenue Code of 1986, as amended, (the "Code"), only if the Bonds are approved in accordance with Section 147(f) of the Code;

WHEREAS, This Board is the elected legislative body of the City and is the applicable elected representative required to approve the issuance of the Bonds within the meaning of Section 147(f) of the Code; and

WHEREAS, On June 22, 2004, this Board in Resolution No. 399-04 approved the issuance of the Bonds for the purposes of Section 147(f) of the Code; and

WHEREAS, There has been prepared and presented to the Board for consideration at this meeting the documentation required for the issuance of such Bonds, and such documentation is on file with the Clerk of the Board of Supervisors (the "Clerk of the Board"); and

WHEREAS, It appears that each of the documents which is now before this Board is substantially in appropriate form and is an appropriate instrument to be executed and delivered for the purposes intended; and

~~*WHEREAS, Wells Fargo Bank, National Association (the "Purchaser"), has expressed its intention to purchase the Bonds authorized hereby, and*~~

WHEREAS, the Board finds that the public interest and necessity require that the City at this time make arrangements for the sale of such Bonds; and

WHEREAS, Wells Fargo Bank, National Association (the "Purchaser"), has expressed its intention to purchase the Bonds authorized hereby, and

WHEREAS, the City, as landlord, and Chinatown Community Development Center, Inc., as tenant ("Tenant") are parties to that certain Ground Lease, dated for reference purposes only as of December 18, 2003 (the "Lease"), pursuant to which the City leased to Tenant the Project site; and

WHEREAS, As part of this transaction Tenant expects to assign its interest in the Lease to the Borrower; and

WHEREAS, In connection with the issuance of the Bonds, Tenant, the Borrower and the Purchaser now desire to secure the amendment of certain provisions of the Lease relating to the Project, pursuant to the terms of a First Amendment to Ground Lease ("First Amendment"), a copy of which is on file with the Clerk of the Board, and the Director of the Mayor's Office of Housing (the "Director") recommends that the execution of the First Amendment be authorized by the Board; now, therefore, be it

RESOLVED, By this Board of Supervisors of the City and County of San Francisco as follows:

Section 1. Approval of Recitals. The Board hereby finds and declares that the above recitals are true and correct.

Section 2. Approval of Issuance of Bonds. In accordance with the Act and the Indenture (hereinafter defined), the City is hereby authorized to issue and deliver revenue bonds of the City, such bonds to be issued in one series and designated as "City and County of San Francisco Multifamily Housing Revenue Bonds, Series 2004A (Broadway Family Apartments)," in an aggregate principal amount not to exceed $19,200,000 (the "Bonds"), with an initial interest rate not to exceed twelve percent (12%) per annum for the Bonds, and which shall have a final maturity date not later than January 1, 2039. The Bonds shall be in the form set forth in and otherwise in accordance with the Indenture, and shall be executed by the manual or facsimile signature of the Mayor of the City (the "Mayor") and the manual or

facsimile seal of the City shall be impressed or reproduced thereon and attested by the manual or facsimile signature of the Clerk of the Board.

Section 3. Indenture. The Indenture of Trust (the "Indenture"), between the City and ~~the Purchaser, as bondowner representative,~~ *Wells Fargo Bank, National Association, as trustee*, in substantially the form presented to the Board, a copy of which is on file with the Clerk of the Board, is hereby approved. The Mayor, the Director ~~of the Mayor's Office of Housing~~ or any Authorized City Representative (as such term is defined in the Indenture) is hereby authorized to execute, and the Clerk of the Board or an authorized designee is hereby authorized to attest, the Indenture in substantially said form, with such additions thereto and changes therein as the City Attorney of the City and County of San Francisco (the "City Attorney") and Co-Bond Counsel may approve or recommend in accordance with Section 6 hereof.

Section 4. Regulatory Agreement and Declaration of Restrictive Covenants. The form of Regulatory Agreement and Declaration of Restrictive Covenants (the "Regulatory Agreement"), among the City, the Purchaser, as ~~bondowner representative~~ *trustee*, and the Borrower, in substantially the form presented to the Board, a copy of which is on file with the Clerk of the Board, is hereby approved. The Mayor, the Director ~~of the Mayor's Office of Housing~~ or any Authorized City Representative is hereby authorized to execute the Regulatory Agreement, in substantially said form, with such additions thereto and changes therein as the City Attorney and Co-Bond Counsel may approve or recommend in accordance with Section 6 hereof.

Section 5. Loan Agreement. The form of Loan Agreement (the "Loan Agreement") among the City, the Purchaser, as bondowner representative, and the Borrower, in substantially the form presented to the Board, a copy of which is on file with the Clerk of the Board, is hereby approved. The Mayor, the Director ~~of the Mayor's Office of Housing~~ or any Authorized City Representative is hereby authorized to execute the Loan Agreement, in

substantially said form, with such additions thereto and changes therein as the City Attorney and Co-Bond Counsel may approve or recommend in accordance with Section 6 hereof.

Section 6. Modifications, Changes, Additions. Any Authorized City Representative executing ~~a document approved herein~~ *the Indenture, the Regulatory Agreement, or the Loan Agreement*, in consultation with the City Attorney and Co-Bond Counsel, is hereby authorized to approve and make such modifications, changes or additions to the Indenture, the Regulatory Agreement, and the Loan Agreement as may be necessary or advisable, provided that such modification does not authorize an aggregate principal amount of Bonds in excess of $19,200,000, provide for a final maturity on the Bonds later than January 1, 2039, or provide the Bonds to bear interest at a rate in excess of twelve percent (12%) per annum. The approval of any modification, addition or change to any of the aforementioned documents shall be evidenced conclusively by the execution and delivery of the document in question.

Section 7. First Amendment to Ground Lease. The First Amendment, in substantially the form presented to the Board, is hereby approved. In accordance with the recommendation of the Director, the Mayor, the Director or any Authorized City Representative is hereby authorized to execute the First Amendment, in substantially said form. The Director is authorized to enter into any additional amendments or modifications to the Lease that the Director determines, in consultation with the City Attorney, are in the best interest of the City, do not decrease the rent or otherwise materially increase the obligations or liabilities of the City, are necessary or advisable to effectuate the purposes of the Lease, the First Amendment or this Resolution, and are in compliance with all applicable laws, including the City Charter.

Section ~~7.~~*8.* Low Income Housing Findings. This Board hereby finds and determines that this Resolution constitutes final approval of a proposal that may result in housing assistance benefiting persons of low income within the meaning of Section 36005 of the California Health and Safety Code (the "Health and Safety Code"). This Board also finds that

the units of housing for persons of low income to be provided by the Project are being financed in significant part with Proposition A (Affordable Housing Bonds) proceeds approved by the voters in November, 1996, such that to the extent required under Article XXXIV of the California Constitution, the Project has been approved by the voters of the City. Furthermore, this Board finds and determines that the City's support of the Project does not constitute an activity to "develop, construct, or acquire" a low rent housing project, in that the City's activities are limited to those described in Section 37001.5(e) of the Health and Safety Code, including the provision of assistance to the Project and monitoring compliance with the conditions of such assistance.

Section ~~8.~~*9.* Ratification. All actions heretofore taken by the officers and agents of the City with respect to the sale and issuance of the Bonds *and to the First Amendment* are hereby approved, confirmed and ratified.

Section ~~9.~~*10.* General Authority. The proper officers of the City are hereby authorized and directed, for and in the name and on behalf of the City, to do any and all things and take any and all actions and execute and deliver any and all certificates, agreements and other documents, including but not limited to those documents described in the Indenture and the other documents herein approved, which they, or any of them, may deem necessary or advisable in order to consummate the lawful issuance and delivery of the Bonds and to effectuate the purposes thereof and of the documents herein approved in accordance with this Resolution.

Section 11. All documents referenced herein as being on file with the Clerk of the Board are located in File No. _____, which is hereby declared to be a part of this resolution as if set forth fully herein.

APPROVED AS TO FORM:

DENNIS J. HERRERA
City Attorney

By: _____
MICHAEL J. MARTIN
Deputy City Attorney

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041491 **Date Passed:**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $19,200,000 for the purpose of providing financing for a multifamily rental housing project; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; approving the form of and authorizing the execution of a first amendment to ground lease; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

—

November 2, 2004 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

November 2, 2004 Board of Supervisors — ADOPTED AS AMENDED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041491

I hereby certify that the foregoing Resolution was ADOPTED AS AMENDED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11.09.04
Date Approved

Mayor Gavin Newsom

FILE NO. 041498 RESOLUTION NO. 680-04

[Resolution authorizing the Director of the Department of Public Works to accept and expend federal grant funds totaling $5,346,000 for the 16th Street Pavement Renovation Project and the Valencia Street Pavement Renovation Project.]

Resolution authorizing the Director of the Department of Public Works to accept and expend federal Surfacing Transportation Program funds totaling $5,346,000 for the 16th Street Pavement Renovation Project and the Valencia Street Pavement Renovation Project.

WHEREAS, The Transportation Equity Act for the 21st Century (TEA21) and the TEA21 Restoration Act continue the Surface Transportation Program (STP) and the Congestion Mitigation and Air Quality Improvement Program (CMAQ); and,

WHEREAS, The TEA21 legislation will guide STP, CMAQ, and Transportation Enhancements programming until a TEA-21 Reauthorization bill is authorized; and,

WHEREAS, Pursuant to TEA-21, and the regulations promulgated thereunder, eligible project sponsors wishing to receive STP or CMAQ grants for a project shall submit an application first with the appropriate metropolitan transportation planning organization (MPO), for review and inclusion in the MPO's Transportation Improvement Program (TIP); and,

WHEREAS, the Metropolitan Transportation Commission is the MPO for the San Francisco Bay region; and,

WHEREAS, DPW is an eligible project sponsor for STP or CMAQ funds; and

WHEREAS, The San Francisco County Transportation Authority, on behalf of the City and County of San Francisco, submitted an application to MTC for funds from the STP Improvement Program in Fiscal Years 2005-06 and 2006-07 for the following projects: $2,673,000 for the 16th Street Pavement Renovation Project and $2,673,000 for the Valencia Street Pavement Renovation Project, or a total of $5,346,000 in STP funds; and,

Ammiano, Duffy, Daly.

~~**Department of Public Works**~~

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WHEREAS, The federal funding will cover 88.5 percent of eligible costs as defined by the Federal Highway Administration and administered by Caltrans; and,

WHEREAS, The non-federal share will be paid for with local half-cent sales tax administered by the San Francisco County Transportation Authority; and,

WHEREAS, The non-federal share of the total costs of the projects is $2,793,264, which is greater than the required 11.5 percent local match; and,

WHEREAS, The Department of Public Works understands that the total amount of STP funding for the aforementioned projects is fixed at $5,346,000, and that any cost increases incurred by the Department in delivering these projects must be funded by local funds, and that the Department of Public Works does not expect any cost increases to be funded with STP funds; and,

WHEREAS, The Department of Public Works will complete the project as described in the application and as programmed in MTC's TIP; and,

WHEREAS, the Department of Public Works understands that funds must be obligated by June 30 of the year that the projects are programmed for in the TIP, or the projects may be removed from the program; and,

WHEREAS, The Department of Public Works has a certified pavement management system (PMS); and,

WHEREAS, There is no legal impediment to the Department of Public Works making applications for STP funds; and,

WHEREAS, There is no pending or threatened litigation which might in any way adversely affect the proposed projects, or the ability of the Department of Public Works to deliver such projects; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby authorize the Director of the Department of Public Works to accept and expend $5,346,000 in federal STP funds for Fiscal

Years 2005-06 and FY 2006-07 for the 16th Street Pavement Renovation Project and the Valencia Street Pavement Renovation Project and to execute all documents therefor.

Recommended:

Edwin M. Lee
Director of Public Works

Approved: _____
Mayor

Approved: _____
Controller

Department of Public Works

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041498 **Date Passed:**

Resolution authorizing the Director of the Department of Public Works to accept and expend federal Surfacing Transportation Program funds totaling $5,346,000 for the 16th Street Pavement Renovation Project and the Valencia Street Pavement Renovation Project.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041498

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11.09.04
Date Approved

Mayor Gavin Newsom

FILE NO. 041499 RESOLUTION NO. 681-04

[Commending St. Anne's Church on its 100th Birthday.]

Resolution commending St. Anne's Church on its 100th Birthday.

WHEREAS, Saint Anne's Church has served in the Sunset district for a century of unprecedented growth and settlement of the western sand dunes; and,

WHEREAS, Saint Anne's Church has fostered civic unity and family values for many successive generations of San Franciscans; and,

WHEREAS, Saint Anne's has encouraged educational, cultural and moral development; and

WHEREAS, Saint Anne's has welcomed diverse ethnic and social groups and has kept alive a spirit of the neighborhood; and

WHEREAS, Saint Anne's has preserved many treasured practices and traditions of San Francisco; now, therefore, be it

RESOLVED, That the Board of Supervisors commends Saint Anne's Church on its 100th Birthday.

Supervisors Elsbernd, Gonzalez, Ma, McGoldrick, Duffy, Ammiano
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041499 **Date Passed:**

Resolution commending St. Anne's Church on its 100th Birthday.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041499

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04
Date Approved

Mayor Gavin Newsom

FILE NO. 041500 RESOLUTION NO. 682-04

[Accept-Expend Federal Grant]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of $742,108 from the U.S. Department of Justice (DOJ), Office of Community Oriented Policing Services (COPS Office) for the purpose of restructuring the existing JUSTIS architecture strategy and upgrading infrastructure components utilized for citywide criminal justice processes, that will provide criminal justice criminal justice agencies and the public, with varying degrees of criminal justice information.

WHEREAS, MOCJ is the lead programmatic and fiscal agency in administering the 2004 Technology Grant Initiative: San Francisco JUSTIS Program - Server Consolidation Project; and

WHEREAS, San Francisco applied and was awarded on August 31, 2004, seven hundred forty-two thousand and one-hundred eight dollars ($742,108); and

WHEREAS, The Mayor's Office of Criminal Justice will be responsible for coordination and day-to-day operations of the planning and implementation phases of this grant; and

WHEREAS, MOCJ will be responsible for the fiscal, programmatic and administrative reporting to the COPS Office; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby authorizes MOCJ to retroactively accept and expend $742,108 from the DOJ, COPS Office to administer the 2004Technology Grant Initiative: San Francisco JUSTIS Program – Server Consolidation Project.

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Supervisor Alioto-Pier
~~Mayor Gavin Newsom~~
BOARD OF SUPERVISORS
BOARD OF SUPERVISORS

FILE NO._____ RESOLUTION NO._____

Recommended:

Department Head

Approved:

Mayor

Approved:

Controller

Supervisor Alioto-Pier
~~Mayor Gavin Newsom~~
BOARD OF SUPERVISORS
BOARD OF SUPERVISORS

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041500 **Date Passed:**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of $742,108 from the U.S. Department of Justice (DOJ), Office of Community Oriented Policing Services (COPS Office) for the purpose of restructuring the existing JUSTIS architecture strategy and upgrading infrastructure components utilized for citywide criminal justice processes, that will provide criminal justice criminal justice agencies and the public, with varying degrees of criminal justice information.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041500

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11.09.04
Date Approved

Mayor Gavin Newsom

FILE NO. 041501 RESOLUTION NO. 683-04

[Accept-Expend Federal Grant]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of $599,102 from the Office of Justice Programs (OJP), Office of Violence Against Women (OVW) for the purpose of encouraging policies that treat domestic violence and sexual assault as serious violations of criminal law.

WHEREAS, MOCJ is the lead programmatic and fiscal agency in administering the OVW grant; and

WHEREAS, San Francisco applied and was awarded on September 13, 2004, five hundred ninety-nine thousand, one hundred and two dollars ($599,102); and,

WHEREAS, The San Francisco Sheriff's Department, District Attorney's Office and Department on the Status of Women will be responsible for all day to day operations of the three components of this grant; and

WHEREAS, MOCJ will be responsible for the fiscal and programmatic reporting to OJP; and

WHEREAS, In order to maximize direct services indirect costs are requested to be waived; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby authorizes MOCJ to retroactively accept and expend $599,102 from OVW, Office of Justice Programs, to administer the Grant to Encourage Arrest Policies and Enforcement of Protection Orders Program.

Supervisor Ma, Duffy
BOARD OF SUPERVISORS
BOARD OF SUPERVISORS

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Recommended:

Department Head

Approved:

Mayor

Approved:

Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041501 **Date Passed:**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of $599,102 from the Office of Justice Programs (OJP), Office of Violence Against Women (OVW) for the purpose of encouraging policies that treat domestic violence and sexual assault as serious violations of criminal law.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041501

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04

Date Approved

Mayor Gavin Newsom

FILE NO. 041504 RESOLUTION NO. 684-04

[Commendation of the 30th Anniversary of the California Lawyers for the Arts.]

Resolution commending the 30th Anniversary of the California Lawyers for the Arts.

WHEREAS, California Lawyers for the Arts is celebrating its 30th year as a resource for Bay Area artists since its founding as Bay Area Lawyers for the Arts in October 1974; and,

WHEREAS, California Lawyers for the Arts has provided more than 20,000 sessions of free and low-cost counseling to artists and arts organizations; and,

WHEREAS, California Lawyers for the Arts has resolved more than 800 cases through its innovative Arts Arbitration and mediation Services, a notional model which has since been replicated throughout the nation; and,

WHEREAS, California Lawyers for the Arts has supported hundreds of artists and arts organizations in their efforts to find and keep affordable studio space and facilities through its ArtHouse programs; and,

WHEREAS, California Lawyers for the Arts has helped to enrich the lives of more than 3,000 San Francisco youth through cultural enrichment classes and job training programs produced by its Arts and Community Development programs; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the 30th Anniversary of the California Lawyers for the Arts.

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Resolution

City Hall
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San Francisco, CA 94102-4689

File Number: 041504 **Date Passed:**

Resolution commending the 30th Anniversary of the California Lawyers for the Arts.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041504

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04
Date Approved

Mayor Gavin Newsom

FILE NO. 041506 RESOLUTION NO. 685-04

[Commending Monroe Elementary School]

Resolution commending Monroe Elementary School for winning the San Francisco Beautiful 2004 Beautification Award.

WHEREAS, Monroe Elementary School is a recipient of the San Francisco Beautiful 2004 Beautification Award in recognition of the extraordinary efforts of the parents, faculty and students of Monroe Elementary School in beautifying the school and neighborhood by creating a mosaic mural; and,

WHEREAS, Kathy Harriman, the Monroe Elementary School site coordinator for the San Francisco Unified School District arts funds secured the funding for the mural mosaic; and,

WHEREAS, Bob Buechting a mosaic muralist worked with the students of Monroe Elementary School to design and craft the mural; and,

WHEREAS, Sandy Wolfe the on-site gardener for Monroe Elementary School, worked with the students to teach them about the plants, the gardening project and how to keep the plants healthy and growing; and,

WHEREAS, The efforts of these individuals with the support of all the teachers, parents and students of the Monroe Elementary school has resulted in the significant contribution of art and beauty which effects all who encounter this mural ; and,

WHEREAS, Monroe Elementary School is now an example of a school and a community who worked together to enrich their environment with the addition of this beautiful mosaic mural; now, therefore, be it

RESOLVED, That the Board of Supervisors recognizes and commends these people and this project and Monroe Elementary School this day, October 26, 2004.

Supervisor Gerardo Sandoval, Tom Ammiano

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City and County of San Francisco

Tails

Resolution

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San Francisco, CA 94102-4689

File Number: 041506 **Date Passed:**

Resolution commending Monroe Elementary School for winning the San Francisco Beautiful 2004 Beautification Award.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041506

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04
Date Approved

Mayor Gavin Newsom

FILE NO. 041507 RESOLUTION NO. 686-04

[United Nations Millennium Development Goals]

Resolution Supporting the United Nations Millennium Development Goals.

WHEREAS, The United Nations Millennium Summit in 2000 proclaimed a set of time-bound and measurable goals and targets for combining poverty, hunger, disease, illiteracy, environmental degradation and discrimination against women called the Millennium Development Goals (MDGs); and

WHEREAS, The Summit's Millennium Declaration also outlined a wide range of commitments in human rights, god government, and democracy, and

WHEREAS, San Francisco is the birthplace of the United Nations Charter with one of the most diverse populations in the world; and

WHEREAS, The Millennium Development Goals are summarized as follows:

- Reduce by Fifty Percent (505) Extreme Poverty and Hunger
- Achieve Universal and Primary Education
- Empower Women and Promote Equality between Women and Men
- Reduce Under-Five Mortality by Two-Thirds
- Reduce Maternal Mortality by Three-Quarters
- Reverse the Spread of Diseases, especially HIV/AIDS and Malaria
- Ensure Environmental Sustainability
- Create a Global Partnership, and

WHEREAS, The MDGS provide a framework for the entire UN system to work coherently together toward a common end; and

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WHEREAS, The United Nations in nearly every developing country is uniquely positioned to advocate for change, connect to countries to knowledge and resources, and help coordinate broader efforts to the country level; and

WHEREAS, While the world is making progress toward the MDGs, this progress is uneven and slow, so that a large majority of nations will reach the MDGs only of they get substantial support, including advocacy, expertise and resources, from the outside; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors hereby pledges its support for the United Nations Millennium Goals to express this support in its Federal Legislative Program.

City and County of San Francisco

Tails

Resolution

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1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041507 **Date Passed:**

Resolution Supporting the United Nations Millennium Development Goals.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041507

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11.09.04
Date Approved

Mayor Gavin Newsom

FILE NO. 041508 RESOLUTION NO. 687-04

[Resolution encouraging development of a plan and community engagement for a possible co-located Eureka Valley Harvey Milk Memorial Branch Library and Museum and Archives of the Gay, Lesbian, Bisexual, Transgender (GLBT) Historical Society]

Resolution encouraging development of a plan and community engagement for a possible co-located Eureka Valley Harvey Milk Memorial Branch Library and Museum and Archives of the Gay, Lesbian, Bisexual, Transgender (GLBT) Historical Society.

WHEREAS, San Francisco's Gay, Lesbian, Bisexual and Transgender (GLBT) Historical Society maintains one of the world's largest collection of professionally archived materials on gay, lesbian, bisexual and transgender history in the world; and

WHEREAS, The Eureka Valley Harvey Milk Memorial Branch Library is currently planned for a $4.3 million renovation as part of the City's Branch Library Renovation Bond program; and

WHEREAS, The San Francisco Public Library, including the James Hormel Center of the Main Library, and the GLBT Historical Society have worked collaboratively for many years to increase public access to gay, lesbian, bisexual and transgender historical materials; and

WHEREAS, The GLBT Historical Society has considerable local, national and international recognition and prestige while facing uncertainties as a non-profit organization of limited financial means and with respect to its long-term location within San Francisco; and

WHEREAS, the Eureka Valley Harvey Milk Memorial Branch Library is a 5,600 square foot, one-story facility on a 19,000 square foot site that has experienced ongoing public safety problems in the neighborhood due to its design; and

WHEREAS, The possibility may exist to replace the existing building with a joint facility providing an improved branch library and the world's first GLBT Research Center

Supervisors Dufty, Ammiano, Maxwell, Ma, Alioto-Pier, Gonzalez, Daly, Peskin, Elsbernd

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incorporating an expanded GLBT collection in the library and joined cooperatively with the Museum of GLBT History with the Archives, Collection and Research Center of the GLBT Historical Society; and

WHEREAS, Such a cooperative venture would increase public access to gay, lesbian, bisexual and transgender historical materials and greatly increase the cultural attractiveness of the Castro neighborhood and the City of San Francisco for residents and visitors; and

WHEREAS, on September 30, 2004, the Board of Directors of the Gay, Lesbian, Bisexual, Transgender Historical Society voted unanimously to endorse discussions with the San Francisco Public Library and other City Departments to develop a formal plan of action for a cooperative venture at the Eureka Valley Harvey Milk Memorial Branch Library; and

WHEREAS, It is important to expeditiously consider options and develop a formal plan for consideration by the community, neighborhood, and all parties so as not to delay the renovation of the Eureka Valley Branch Library, should a viable plan and necessary additional resources not be identified or developed; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors requests that the San Francisco Public Library and other relevant City Departments, including the City Attorney, Department of Real Estate, Department of Public Works and Planning Department, among others, work with the Board of Directors of the GLBT Historical Society to pursue the development of options for a formal plan of action outlining issues attendant to a co-located Branch Library and Historical Society Museum at the current site of the Eureka Valley Harvey Milk Memorial Library; and be it further

RESOLVED, That the San Francisco Board of Supervisors urges City Departments to engage neighborhood and community stakeholders, including the Eureka Valley Promotion Association (EVPA), Merchants of Upper Market and Castro (MUMC), Castro Area Planning

+ Action (CAPA), and the San Francisco LGBT Center, among others, in a public process to understand neighborhood and community concerns; and be it further

RESOLVED, That the San Francisco Board of Supervisors urges that a plan evaluating the possibilities for this jointly located Branch Library and GLBT Historical Museum, Archives and Research Center be considered by the San Francisco Library Commission in January, 2005 so as not to delay the Eureka Valley Branch renovation in the event this plan is not possible.

City and County of San Francisco

Tails

Resolution

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File Number: 041508 **Date Passed:**

Resolution encouraging development of a plan and community engagement for a possible co-located Eureka Valley Harvey Milk Memorial Branch Library and Museum and Archives of the Gay, Lesbian, Bisexual, Transgender (GLBT) Historical Society.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041508

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04
Date Approved

Mayor Gavin Newsom

FILE NO. 041502 RESOLUTION NO. 688-04

[End Racial Profiling Act of 2004.]

Resolution urging the San Francisco Congressional delegation to support H.R. 3847, prohibiting racial profiling.

WHEREAS, The End Racial Profiling Act of 2004 prohibits any law enforcement agent or agency from engaging in racial profiling; and,

WHEREAS, The End Racial Profiling Act of 2004 authorizes the United States or an individual injured by racial profiling to bring a civil action for declaratory or injunctive relief in State court or U.S. district court; and,

WHEREAS, The End Racial Profiling Act of 2004 makes proof that the routine or spontaneous investigatory activities of law enforcement agents in a jurisdiction have had a disparate impact on racial ethnic, or religious minorities prima facie evidence for a violation; and,

WHEREAS, The End Racial Profiling Act of 2004 directs Federal law enforcement agencies to cease practices that encourage racial profiling and maintain policies and procedures to eliminate racial profiling, including the collection of data on routine investigatory activities, procedures for responding meaningfully to complaints alleging racial profiling, and procedures to discipline agents who engage in racial profiling; and,

WHEREAS, The End Racial Profiling Act of 2004 authorizes the Attorney General to make grants to develop and implement best practice devices and systems to ensure the racially neutral administration of justice; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the San Francisco Congressional delegation to support H.R. 3847, prohibiting racial profiling.

Supervisor Ma, Ammiano
BOARD OF SUPERVISORS

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Resolution

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File Number: 041502 **Date Passed:**

Resolution urging the San Francisco Congressional delegation to support H.R. 3847, prohibiting racial profiling.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041502

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11.09.04
Date Approved

Mayor Gavin Newsom

FILE NO. 041549 RESOLUTION NO. 684-04

[Proclaiming November 13, 2004 St. James Infirmary Health Day in San Francisco.]

Resolution proclaiming November 13, 2004 as St. James Infirmary Health Day in San Francisco.

WHEREAS, The St. James Infirmary was set up over five years ago to provide free, confidential health care to self identified sex workers and their partners; and

WHEREAS, Such services provide crucial public health benefits to approximately 2,500 people each year in the City of San Francisco; and,

WHEREAS, Due to the budget crisis of the past years, the financial stability of the St. James Infirmary is in crisis; and,

WHEREAS, The Clinic needs $70,000 by December 30, 2004 or it may have to cut its current level of services; and,

WHEREAS, To meet this need, on November 13th, adult entertainment business owners and their employees will participate in St. James Infirmary Health Day by donating 10% of revenues to the St. James Infirmary, with a goal of raising $80,000; and,

WHEREAS, In a time of budget crisis, the City and County of San Francisco acknowledges this effort of the adult entertainment industry to maintain crucial free health care services for sex workers; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors proclaims Saturday, November 13th, 2004, as St. James Infirmary Health Day.

Supervisor Chris Daly, Aaron Peskin
BOARD OF SUPERVISORS

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Resolution

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File Number: 041549 **Date Passed:**

Resolution proclaiming November 13, 2004 as St. James Infirmary Health Day in San Francisco.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041549

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11·09·04
Date Approved

Mayor Gavin Newsom

FILE NO. 041503 RESOLUTION NO. 690-04

[Raise Reward to $50,000 for Tari Ramirez.]

Resolution urging the Mayor to build a citywide response to end domestic violence by raising the reward for apprehending Tari Ramirez from $35,000 to $50,000.

WHEREAS, On October 22, 2000, victim Claire Tempongko was stabbed to death in front of her 5-year-old daughter and 10-year-old son at her residence by suspect, Tari Ramirez during an ongoing domestic violence dispute; and,

WHEREAS, The San Francisco Police Department holds an arrest warrant for suspect Tari Ramirez; and,

WHEREAS, Suspect Tari Ramirez has been at large since October 2000; and,

WHEREAS, The current reward is set at $35,000; and,

WHEREAS, The City will be able to significantly increase the incentive for apprehending suspect Tari Ramirez by raising the reward to $50,000; and,

WHEREAS, In raising the reward to $50,000, San Francisco will take a step towards finding suspect Tari Ramirez and bringing him to justice; now, therefore, be it

RESOLVED, That the Board of Supervisors urges the Mayor to build a citywide response to end domestic violence by raising the reward for apprehending Tari Ramirez from $35,000 to $50,000.

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Resolution

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File Number: 041503 **Date Passed:**

Resolution urging the Mayor to build a citywide response to end domestic violence by raising the reward for apprehending Tari Ramirez from $35,000 to $50,000.

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041503

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

November 12, 2004

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk of the Board

File 041503

FILE NO. 041509 RESOLUTION NO. 691-04

[Zoning - Extension of Planning Commission Review Period.]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to prohibit formula retail uses in the North Beach Neighborhood Commercial District.

WHEREAS, On July 27, 2004, the Board of Supervisors initiated the process to amend the San Francisco Planning Code, when the Honorable Aaron Peskin introduced a proposed ordinance to prohibit formula retail uses in the North Beach Neighborhood Commercial District, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 041071, and,

WHEREAS, On July 30, 2004, the proposed ordinance was referred to the Planning Commission, which currently is reviewing the proposed ordinance; and,

WHEREAS, The Board, in accordance with Planning Code Section 306.4(d) may, by resolution, extend the prescribed time within which the Planning Commission is to render its decision on proposed amendments to the Planning Code initiated by the Board of Supervisors; and,

WHEREAS, The Planning Department has requested additional time to review the proposed ordinance; and,

WHEREAS, The Board deems it appropriate in this instance to grant to the Planning Commission additional time to review the proposed ordinance and render its decision; now, therefore, be it

RESOLVED, That by this resolution, the Board hereby extends the prescribed time within which the Planning Commission may render its decision on the proposed ordinance to prohibit formula retail uses in the North Beach Neighborhood Commercial District, a copy of

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which is on file with the Clerk of the Board of Supervisors in File No. 041071, for an additional ninety days, or until January 27, 2005.

City and County of San Francisco

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Tails

Resolution

File Number: 041509 **Date Passed:**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to prohibit formula retail uses in the North Beach Neighborhood Commercial District.

—

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041509

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

November 12, 2004

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk of the Board

File 041509

FILE NO. 041315 RESOLUTION NO. 692-04

[Head Start Workers.]

Resolution urging all employers of Head Start workers to respect workers' rights and to honor their workers' decision to join the union of their choice.

WHEREAS, Whereas Head Start has played and continues to play an important and influential role in advocating and promoting the educational, social, and health needs of underserved children across the United States; and

WHEREAS, Service Employees International Union (SEIU) currently represents over 30,000 Head Start workers across the nation; and

WHEREAS, SEIU Head Start workers were instrumental in stopping any federal efforts to drastically change Head Start's mission and programs; and

WHEREAS, An overwhelming majority of workers employed at several of San Francisco's Head Start facilities have signed cards demanding the right to join a Union; now be it, therefore

RESOLVED, That the San Francisco Board of Supervisors urges all employers of Head Start workers to respect workers' rights and to honor their workers' decision to join the union of their choice.

Supervisor Ammiano, Sandoval, Maxwell, Daly
BOARD OF SUPERVISORS

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Resolution

City Hall
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File Number: 041315 **Date Passed:**

Resolution urging all employers of Head Start workers to respect workers' rights and to honor their workers' decision to join the union of their choice.

November 2, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 041315

I hereby certify that the foregoing Resolution was ADOPTED on November 2, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

November 12, 2004

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk of the Board

File 041315

FILE NO. 041100 RESOLUTION NO. 693-04

[Liquor License, 119 Sacramento Street]

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from 38th and Clement Golf Course to 119 Sacramento Street (District 3) to David D. Davari for Focaccia Market and Bakery will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

WHEREAS, David D. Davari is seeking transfer of a Type 20 off-sale beer and wine alcoholic beverage control license for Focaccia Market and Bakery, located at 119 Sacramento Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved with conditions; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control licnese from 38th and Clement Golf Course to 119 Sacramento Street (District 3) for David D. Davari for Focaccia Market and Bakery, will serve the public convenience and necessity of the people of the City and County of San Francisco.

Conditions: (1) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control; (2) Sales and service of

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alcoholic beverages shall be permitted only between the hours of 9:00 a.m. to 9:00 p.m. each day of the week; (3) Petitioner shall regularly police the area under their control in an effort to prevent the loitering of persons about the premises.

City and County of San Francisco

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Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
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File Number: 041100 **Date Passed:**

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from 38th and Clement Golf Course to 119 Sacramento Street (District 3) to David D. Davari for Focaccia Market and Bakery will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

—

November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval
Excused: 2 - Ma, McGoldrick

File No. 041100

I hereby certify that the foregoing Resolution was ADOPTED on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

FILE NO. 041111 RESOLUTION NO. 694-04

[Appointment]

Resolution appointing Peter Fatooh and Carol Ruth Silver to the Assessment Appeals Board No. 1 for a three-year term ending September 3, 2007.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Assessment Appeals Board #1, pursuant to the provisions of the Revenue and Taxation Code, Section 1623, and the San Francisco Administrative Code, Section 2B.1 through 2B.11, for the term specified:

Peter Fatooh, succeeding himself, term expiring September 6, 2004, seat 1, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows: Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers; or he or she is a current member of an assessment appeals board, for a three-year term ending September 3, 2007.

Carol Ruth Silver, succeeding Thomas Ramm, term expiring September 6, 2004, seat 4, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows: Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers; or he or she is a current member of an assessment appeals board for a three-year term ending September 3, 2007.

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Resolution

File Number: 041111 **Date Passed:**

Resolution appointing Peter Fatooh and Carol Ruth Silver to the Assessment Appeals Board No. 1 for a three-year term ending September 3, 2007.

August 17, 2004 Board of Supervisors — RE-REFERRED

Ayes: 7 - Ammiano, Daly, Gonzalez, Ma, McGoldrick, Peskin, Sandoval
Noes: 4 - Alioto-Pier, Dufty, Elsbernd, Maxwell

November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval
Excused: 2 - Ma, McGoldrick

File No. 041111

I hereby certify that the foregoing Resolution was ADOPTED on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 18 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041129 RESOLUTION NO. 695-04

[Liquor License, Northeast Corner of Broderick and Oak Streets]

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from 2055 McAllister to the Northeast corner of Broderick and Oak Streets (District 5) to James L. Falletti for Falletti & Baldocchi Finer Foods, Inc., dba Falletti Foods, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

WHEREAS, James L. Falletti is seeking transfer of a Type 20 off-sale beer and wine alcoholic beverage control license for Falletti & Baldocchi Finer Foods, Inc., dba Falletti Foods, located at the Northeast corner of Broderick and Oak Streets; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved with conditions; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from 2055 McAllister Street to the Northeast corner of Broderick and Oak Streets (District 5) for James L. Falletti for Falletti & Baldocchi Finer Foods, Inc., dba Falletti Foods, will serve the public convenience and necessity of the people of the City and County of San Francisco.

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Conditions: (1) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control; (2) Sales and service of alcoholic beverages shall be permitted only between the hours of 7:00 a.m. to 11:00 p.m. each day of the week; (3) Petitioner shall regularly police the area under their control in an effort to prevent the loitering of persons about the premises; (4) Not more than 2000 square feet of the premises will be used for the display of alcoholic beverages; (5) Display windows shall not be covered and no more than 25 percent of the retail storefront will be covered with advertisements. No refrigeration appliances or other large objects shall block the display windows.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041129 **Date Passed:**

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from 2055 McAllister to the Northeast corner of Broderick and Oak Streets (District 5) to James L. Falletti for Falletti & Baldocchi Finer Foods, Inc., dba Falletti Foods, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

—

November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval
Excused: 2 - Ma, McGoldrick

File No. 041129

I hereby certify that the foregoing Resolution was ADOPTED on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

FILE NO. 041305 RESOLUTION NO. 696-04

[Liquor License, 965 Mission Street, Suite 160]

Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Steve Kahn, for Fronterra LLC at the Off-Market Theaters, located at 965 Mission Street, Suite 160 (District 6), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

WHEREAS, Steve Kahn is seeking issuance of a Type 42 on-sale beer and wine license for Fronterra LLC at the Off-Market Theaters, located at 965 Mission Street, Suite 160; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and

WHEREAS, The Police Department recommends that the liquor license application be approved with conditions; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the issuance of a Type 42 on-sale beer and wine license, to Steve Kahn for Fronterra LLC at the Off-Market Theaters, located at 965 Mission Street, Suite 160 (District 6), will serve the public convenience and necessity of the people of the City and County of San Francisco.

Conditions: (1) The premises shall be maintained as a bona fide art gallery (a room or building devoted to the exhibition of works of art), with the sale of beer and wine as an incidental part of the operation;

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(2) The petitioner(s) shall stock and offer for sale a substantial assortment of art and/or merchandise commonly associated with and sold to persons in the community;

(3) The sale of alcoholic beverages for consumption off the premises is strictly prohibited;

(4) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control;

(5) No noise shall be audible beyond the area under control of the licensee;

(6) At any time the premises are providing live entertainment, the petitioner(s) shall provide security personnel that shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents;

(7) The petitioner(s) shall not display any magazine, video, printed or painted material which contains pictures depicting:

*Acts or simulated acts or sexual acts which are prohibited by law;

*Any person being touched, caressed or fondled in a manner prohibited by law;

*Scenes wherein artificial devices or inanimate objects are employed to depict, or drawings are employed to portray, any other prohibited activities described above;

(8) No pool or billiard tables may be maintained on the premises.

(9) There shall be no coin operated games or video machines upon the premises at anytime;

(10) There shall be no exterior advertising or sign of any type, including advertising to the exterior from within, promoting or indicating the availability of alcoholic beverages;

(11) Interior displays of alcoholic beverages or signs, which are clearly visible to the exterior, shall constitute a violation of this condition;

(12) Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 11:00 a.m. to 12:00 midnight Thursday through Sunday;

(13) Petitioner shall regularly police the area under their control in an effort to prevent the loitering of persons about the premises.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041305 **Date Passed:**

Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Steve Kahn, for Fronterra LLC at the Off-Market Theaters, located at 965 Mission Street, Suite 160 (District 6), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with section 23958.4 of the California Business and Professions Code, with conditions.

November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval
Excused: 2 - Ma, McGoldrick

File No. 041305

I hereby certify that the foregoing Resolution was ADOPTED on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11/18/2004

Date Approved

Mayor Gavin Newsom

AS AMENDED IN COMMITTEE – 11/4/04

FILE NO. 041431 RESOLUTION NO. 697-04

[Provide car seats and information to hard to reach and diverse communities.]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of $2,000 from the California Department of Health Services (CDHS), to purchase car/booster seats; for the period of January 12, 2004 through ~~June 4, 2004~~ January 30, 2005.

WHEREAS, SFDPH has applied for and been awarded a grant from CDHS in the amount of $2,000 to provide car/booster seats to hard to reach and diverse communities in San Francisco; and,

WHEREAS, As a condition of receiving the grant funds, CDHS requires the City to comply with the conditions stated in the Notice of Funding Award for Child Safety Seats, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 041431, which is hereby declared to be a part of this resolution as if set forth fully herein; and,

WHEREAS, The SFDPH proposes to maximize use of available grant funds on program expenditures by not including indirect costs in the grant budget; now, therefore, be it

RESOLVED, That SFDPH is hereby authorized to accept and expend retroactively a grant in the amount of $2,000 from CDHS; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in the budget of the agreement; and, be it

FURTHER RESOLVED, That the Director of Health is authorized to enter into the agreement on behalf of the City.

Supervisor Dufty

Department Of Public Health
BOARD OF SUPERVISORS

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RECOMMENDED:

Mitchell Katz, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041431 **Date Passed:**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of $2,000 from the California Department of Health Services (CDHS), to purchase car/booster seats; for the period of January 12, 2004 through January 30, 2005.

—

November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval
Excused: 2 - Ma, McGoldrick

File No. 041431

I hereby certify that the foregoing Resolution was ADOPTED on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

FILE NO. 041432 RESOLUTION NO. 698-04

[Accept-Expend Federal Grant]

Resolution authorizing the San Francisco Fire Department (SFFD) to accept and expend a grant in the amount of $398,548 from the Federal Emergency Management Agency (FEMA) to acquire wildland firefighting protective clothing and equipment.

WHEREAS, the SFFD has applied for and been awarded a grant from FEMA in the amount of $398,548 to purchase wildland firefighting protective clothing and equipment; and,

WHEREAS, the Fire Department proposes to maximize use of available grant funds on program expenditures by not including indirect costs in the grant budget; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby waives inclusion of direct costs in the grant budget; and be it

FURTHER RESOLVED, That the SFFD is hereby authorized to accept and expend a grant in the amount of $398,548 from the Federal Emergency Management Agency.

Recommended:

Joanne Hayes-White

Joanne Hayes-White
Chief of the San Francisco Fire Department

Approved: _____
Mayor

Approved: _____
Controller

Supervisor Ma
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041432 **Date Passed:**

Resolution authorizing the San Francisco Fire Department (SFFD) to accept and expend a grant in the amount of $398,548 from the Federal Emergency Management Agency (FEMA) to acquire wildland firefighting protective clothing and equipment.

—

November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval
Excused: 2 - Ma, McGoldrick

File No. 041432

I hereby certify that the foregoing Resolution was ADOPTED on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

11/18/2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041557 RESOLUTION NO. 699-04

[Commending Jack Breslin of the Department of Public Health for his 33 years of service to the City and County of San Francisco]

Resolution commending Jack Breslin of the Department of Public Health for his 33 years of service to the City of San Francisco

WHEREAS, John E. Breslin, better known as "Jack," spent 33 wonderful years working for the City and County of San Francisco Department of Public Health, Environmental Health Section; and

WHEREAS, After leaving the Army, Jack began working for the Department of Public Health as a Environmental Health Inspector trainee, and his career continued as a Environmental Health Inspector, Senior Environmental Health Inspector, Assistant Director of Environmental Health, and his most recent position, the Director of Consumer Protection; and

WHEREAS, Jack was instrumental in centralizing Environmental Health in one location enabling management and staff to work more efficiently and effectively; and

WHEREAS, Jack's visionary leadership was instrumental in developing, implementing and managing the Childhood Lead Program; and

WHEREAS, Throughout his career, Jack was always intimately involved with the community and respected by his public health colleagues, city policy makers, the restaurant industry and all those whose lives he has touched; and

WHEREAS, Jack's success in working in partnership with the business community resulted in being awarded the prestigious Manager's Excellency Award from the SF Business Community; and

WHEREAS, Jack always worked for effective and compassionate public health policy; and

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WHEREAS, Jack always did his job cheerfully, with great precision and dedication and his colleagues and friends will miss his presence at the Department of Public Health; now, therefore be it

RESOLVED, By the San Francisco Board of Supervisors, on this day, the Seventeenth of November, 2004, that the City and County of San Francisco honor and thank Jack Breslin for his exemplary leadership and public service.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 041557 **Date Passed:**

Resolution commending Jack Breslin of the Department of Public Health for his 33 years of service to the City of San Francisco.

—

November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval
Excused: 2 - Ma, McGoldrick

File No. 041557

I hereby certify that the foregoing Resolution was ADOPTED on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

NOV 1 8 2004

Date Approved

Mayor Gavin Newsom

FILE NO. 041559 RESOLUTION NO. 700-04

[Zoning - Extension of Planning Commission Review Period.]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to provide for an increase in the height exemption for elevator penthouses from 10 feet to 16 feet.

WHEREAS, On July 20, 2004, the Board of Supervisors initiated the process to amend the San Francisco Planning Code, when the Honorable Tony Hall introduced a proposed ordinance to provide for an increase in the height exemption for elevator penthouses from 10 feet to 16 feet, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 040722, and,

WHEREAS, On July 30, 2004, the proposed ordinance was referred to the Planning Commission, which currently is reviewing the proposed ordinance; and,

WHEREAS, The Board, in accordance with Planning Code Section 306.4(d) may, by resolution, extend the prescribed time within which the Planning Commission is to render its decision on proposed amendments to the Planning Code initiated by the Board of Supervisors; and,

WHEREAS, The Planning Department has requested additional time to review the proposed ordinance; and,

WHEREAS, The Board deems it appropriate in this instance to grant to the Planning Commission additional time to review the proposed ordinance and render its decision; now, therefore, be it

RESOLVED, That by this resolution, the Board hereby extends the prescribed time within which the Planning Commission may render its decision on the proposed ordinance to provide for an increase in the height exemption for elevator penthouses from 10 feet to 16

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feet, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 040722, for an additional thirty days, or until November 27, 2005.

City and County of San Francisco

Tails

Resolution

City Hall
1 Dr Carlton B Goodlett Place
San Francisco, CA 94102-4689

File Number: 041559 **Date Passed:**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to provide for an increase in the height exemption for elevator penthouses from 10 feet to 16 feet.

—

November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval
Excused: 2 - Ma, McGoldrick

File No. 041559

I hereby certify that the foregoing Resolution was ADOPTED on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom

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